



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

### Usage guidelines

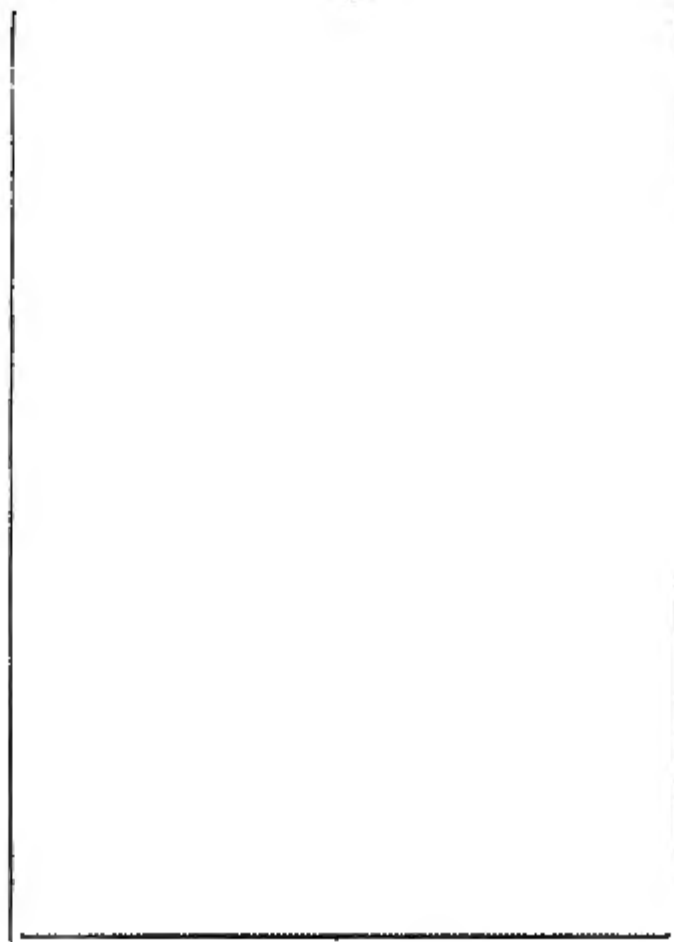
Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

### About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>





丁  
87  
.m







J  
87  
1MSG





JOURNAL  
OF  
THE SENATE  
OF THE  
STATE OF MICHIGAN.  
1893.

Printed by virtue of an act of the Legislature, under the direction  
and supervision of

DENNIS E. ALWARD,

Secretary of the Senate.

IN TWO VOLUMES—VOL. I.

---

BY AUTHORITY.

---

LANSING  
ROBERT SMITH & CO., STATE PRINTERS AND BINDERS  
1893



# SENATE JOURNAL

*Lansing, Wednesday, January 4, 1893.*

In conformity with the requirements of the constitution of the State of Michigan and the statutes in such case made and provided, the Senate of the State of Michigan on this day at 12 o'clock M., convened in the Senate chamber at Lansing, in said State, and was called to order by Hon. J. Wight Giddings, Lieutenant Governor and President of the Senate.

Religious exercises by Rev. Mr. Beale of Lansing.

The certified list of Senators elect was read by Alfred J. Murphy, Secretary of the last Senate, as follows:

DEPARTMENT OF STATE, MICHIGAN, }  
*Lansing, January 4, 1893.* }

*Hon. Alfred J. Murphy, Secretary of the Senate of 1891:*

SIR—The accompanying is a list of the members elect of the Senate of the State of Michigan for the years 1893 and 1894, as appears from the returns of the clerks of the several counties of this State now on file in this office.

Very respectfully,

JOHN W. JOCHIM,  
*Secretary of State.*

|               |                                    |
|---------------|------------------------------------|
| 1st district, | Lewis C. Hough, Plymouth.          |
| 2d            | “ Joseph M. Weiss, Detroit.        |
| 3d            | “ Joseph R. McLaughlin, Detroit.   |
| 4th           | “ Charles F. Gibson, Detroit.      |
| 5th           | “ James H. Morrow, Adrian.         |
| 6th           | “ Marden Sabin, Centreville.       |
| 7th           | “ Augustus Jewell, Dowagiac.       |
| 8th           | “ Jan W. Gravelink, Graafschap.    |
| 9th           | “ Frank W. Clapp, Battle Creek.    |
| 10th          | “ Myron W. Clark, Parma.           |
| 11th          | “ Robert E. French, Fort Gratiot.  |
| 12th          | “ Harvey Mellen, Romeo.            |
| 13th          | “ Jesse D. Crane, Fenton.          |
| 14th          | “ Schuyler Champion, Lansing.      |
| 15th          | “ Milton F. Jordan, Middleville.   |
| 16th          | “ Peter Doran, Grand Rapids.       |
| 17th          | “ Edmund M. Barnard, Grand Rapids. |

|                |                                      |
|----------------|--------------------------------------|
| 18th district, | Milton J. Earle, Belding.            |
| 19th           | " George A. Steele, St. Johns.       |
| 20th           | " Charles H. McGinley, Minden City.  |
| 21st           | " Edwin G. Fox, Mayville.            |
| 22d            | " Wellington R. Burt, Saginaw, E. S. |
| 23d            | " Charles L. Brundage, Muskegon.     |
| 24th           | " Peter Gilbert, Sterling.           |
| 25th           | " Samuel W. Hopkins, Mt. Pleasant.   |
| 26th           | " Enoch T. Mugford, Hart.            |
| 27th           | " Willian Mears, Charlevoix.         |
| 28th           | " Charles S. Pierce, Oscoda.         |
| 29th           | " James D. Turnbull, Alpena.         |
| 30th           | " Joseph Flesheim, Menominee.        |
| 31st           | " Peter Pasco, Republic.             |
| 32d            | " Willis F. Sawyer, Ontonagon.       |

STATE OF MICHIGAN, }  
 OFFICE OF THE SECRETARY OF STATE, } ss.

I, John W. Jochim, Secretary of State of the State of Michigan, do hereby certify that I have compared the annexed and foregoing list of all the members elect of the Senate of the State of Michigan for the years 1893 and 1894, with the original returns, as transmitted to me by the clerks of the various counties of the State, and that it is a true and correct list.

IN TESTIMONY WHEREOF; I have hereunto set my hand and affixed the great seal of the State of Michigan, at Lansing, this 4th day of January, in the year of our Lord, one thousand eight hundred and ninety-three.

[ L. s. ]

JOHN W. JOCHIM,  
*Secretary of State.*

Whereupon it appeared that all the Senators elect were present except Willis F. Sawyer of the thirty-second district.

The Senators elect then came forward, took and subscribed the constitutional oath of office and entered upon the discharge of their duties as Senators.

The Secretary then called the roll, and a quorum of the Senate was found to be present.

The President then addressed the Senate as follows:

I cordially congratulate you on your election as State Senators of Michigan, congratulate you in that we assemble in the performance of our duties, amid peace and prosperity of our beloved State. We will find during our intercourse here together many pleasant incidents, will form many endearing associations. To us this session will be a season about which will cluster delightful memories through all our lives—will be an epoch in our existence; may we not hope as well that it may go into the legislative history of Michigan as an era of wise legislation and of the advancement of the interests of our State.

It would ill become me to attempt to dictate the line of action this Senate shall pursue, or to advise those older in service and possessed of greater wisdom than I.

Permit only a suggestion that our work shall be done with that caution that begets stability, and that promptness that will bring a completeness

to our labors in a reasonable time; that we will conduct our business in regular order and not fall into that too common practice, which both retards legislation and mutilates the record, of driving important legislation through under suspension of the rules or unanimous consent; that the people of the State will set us an example of promptness in appearing before our committees when notified to do so, or lose their opportunity of a hearing. I confide in your generosity to aid me in the successful performance of my duties, and on my own part I shall extend equal courtesy and fairness to every member of the Senate.

On motion of Mr. Sabin,

The Senate proceeded to the election of Secretary of the Senate with the following result:

FOR DENNIS E. ALWARD.

|             |            |           |
|-------------|------------|-----------|
| Mr. Barnard | Mr. French | Mr. Mears |
| Brundage    | Garvelink  | Pascoe    |
| Clapp       | Gibson     | Pierce    |
| Crane       | Hopkins    | Sabin     |
| Earle       | Jewell     | Steel     |
| Fleishem    | McGinley   | Weiss     |
| Fox         | McLaughlin |           |
|             |            | 20        |

FOR ALFRED J. MURPHY.

|          |             |            |
|----------|-------------|------------|
| Mr. Burt | Mr. Gilbert | Mr. Morrow |
| Champion | Hough       | Mugford    |
| Clark    | Jordan      | Turnbull   |
| Doran    | Mellen      |            |
|          |             | 11         |

The President announced that Dennis E. Alward, having received a majority of all the votes cast, was duly elected Secretary of the Senate.

Dennis E. Alward, secretary elect, then came forward and took and subscribed the constitutional oath of office and entered upon the discharge of his duties.

On motion of Mr. Barnard, the Senate proceeded to the election of Sergeant-at-Arms, with the following result:

FOR GEORGE FOWLER.

|          |             |            |
|----------|-------------|------------|
| Mr. Burt | Mr. Gilbert | Mr. Morrow |
| Champion | Hough       | Mugford    |
| Clark    | Jordan      | Turnbull   |
| Doran    | Mellen      |            |
|          |             | 11         |

FOR GEORGE H. BUSSEY.

|             |            |           |
|-------------|------------|-----------|
| Mr. Barnard | Mr. French | Mr. Mears |
| Brundage    | Garvelink  | Pascoe    |
| Clapp       | Gibson     | Pierce    |
| Crane       | Hopkins    | Sabin     |
| Earle       | Jewell     | Steel     |
| Fleishem    | McGinley   | Weiss     |
| Fox         | McLaughlin |           |
|             |            | 20        |

The President announced that George H. Bussey, having received a majority of all the votes cast, was duly elected Sergeant-at-Arms of the Senate.

On motion of Mr. Sabin, the Senate proceeded to the election of a First Assistant Sergeant-at-Arms with the following result:

## FOR DANIEL G. CROTTY.

|             |            |                |
|-------------|------------|----------------|
| Mr. Barnard | Mr. French | Mr. McLaughlin |
| Brundage    | Garvelink  | Mears          |
| Champion    | Gibson     | Morrow         |
| Clapp       | Hopkins    | Pasco          |
| Crane       | Hough      | Pierce         |
| Doran       | Jewell     | Sabin          |
| Earle       | Jordan     | Steel          |
| Flehiem     | McGinley   | Weiss          |
| Fox         |            |                |

25

The President announced that Daniel G. Crotty having received a majority of all the votes cast, was duly elected First Assistant Sergeant-at-Arms of the Senate.

Mr. Barnard offered the following resolution:

*Resolved*, That the Secretary of the Senate be and is hereby authorized and empowered to appoint an assistant secretary, a bill clerk and a messenger.

The question being upon the adoption of the resolution,  
The resolution was adopted.

The Secretary then announced the following:

SENATE CHAMBER,  
*Lansing, Mich., January 4, 1893.* }

Pursuant to resolution of the Senate, I have made the following appointments, viz.:

*Assistant Secretary*—E. V. Chilson, of Oakland.

*Bill Clerk*—James G. Clark, of Wayne.

*Messenger*—George S. Frost, of Jackson.

Very respectfully,

DENNIS E. ALWARD,  
*Secretary of the Senate.*

E. V. Chilson, Assistant Secretary elect, and James, G. Clark, Bill Clerk elect, then came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of their duties.

On motion of Mr. Earl,

The Senate proceeded to the election of a Second Assistant Sergeant-at-Arms, with the following result.

## FOR JOHN BETTS.

|             |            |            |
|-------------|------------|------------|
| Mr. Barnard | Mr. French | Mr. Morrow |
| Brundage    | Garvelink  | Mugford    |
| Champion    | Gibson     | Pasco      |
| Clapp       | Hopkins    | Pierce     |
| Crane       | Jewell     | Sabin      |
| Earle       | McGinley   | Steel      |
| Flehiem     | McLaughlin | Turnbull   |
| Fox         | Mears      | Weiss      |

24

The President announced that John Betts, having received a majority of all the votes cast, was duly elected Second Assistant Sergeant-at-Arms.



On motion of Mr. Pasco,  
The Senate proceeded to the election of Engrossing and Enrolling Clerk,  
with the following result :

## FOR WILLIAM S. CARPENTER.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Brundage    | Gibson        | Pasco      |    |
| Clapp       | Hopkins       | Pierce     |    |
| Crane       | Hough         | Sabin      |    |
| Earle       | Jewell        | Steele     |    |
| Flesheim    | McGinley      | Turnbull   |    |
| Fox         | McLaughlin    | Weiss      | 23 |
| French      | Mears         |            |    |

The President announced that Wm. S. Carpenter, having received a majority of all the votes cast, was duly elected Engrossing and Enrolling Clerk of the Senate.

On motion of Mr. McLaughlin,  
The Senate proceeded to the election of Assistant Engrossing and Enrolling Clerk, with the following result:

## FOR MRS. FLORENCE C. BETTS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Brundage    | Gibson        | Morrow     |    |
| Burt        | Gilbert       | Mugford    |    |
| Clapp       | Hopkins       | Pasco      |    |
| Crane       | Hough         | Pierce     |    |
| Doran       | Jewell        | Sabin      |    |
| Earle       | McGinley      | Steele     |    |
| Flesheim    | McLaughlin    | Turnbull   |    |
| Fox         | Mears         | Weiss      |    |
| French      |               |            | 28 |

The President announced that Mrs. Florence C. Betts, having received a majority of all the votes cast, was duly elected Assistant Engrossing and Enrolling Clerk of the Senate.

On motion of Mr. Fox the Senate proceeded to the election of President *pro tem*, with the following result:

## FOR SAMUEL W. HOPKINS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Pasco     |    |
| Clapp       | Garvelink  | Pierce    |    |
| Crane       | Gibson     | Sabin     |    |
| Doran       | Jewell     | Steele    |    |
| Earle       | McGinley   | Weiss     |    |
| Flesheim    | McLaughlin |           | 20 |

## FOR PETER DORAN.

|          |             |            |    |
|----------|-------------|------------|----|
| Mr. Burt | Mr. Hopkins | Mr. Morrow |    |
| Champion | Hough       | Mugford    |    |
| Clark    | Jordan      | Turnbull   |    |
| Gilbert  | Mellen      |            | 11 |

The President announced that Samuel W. Hopkins, having received a majority of the votes cast, was duly elected President *pro tem*.

Mr. Sabin offered the following resolution:

*Resolved*, That a committee of three be appointed to wait upon the House of Representatives and inform that body that the Senate is now organized and ready for business;

Which resolution was adopted.

The President announced as such committee, Senators Sabin, McGinley and Hopkins.

Mr. Flesheim offered the following resolution:

*Resolved*, That the President appoint a committee of three to wait on the Governor and inform him that the Senate is organized and ready to proceed with business.

The president announced as such committee Senators Flesheim, Steele and Doran.

Mr. Barnard offered the following concurrent resolution:

*Resolved* (the House concurring), That a committee of three be appointed on the part of the Senate to act with a like committee of the House, regarding the election of Postmaster and Assistant Postmaster;

Which resolution was adopted.

The President announced as such committee Senators Barnard, Weiss and Gilbert.

Mr. Weiss offered the following resolution:

WHEREAS, The Senate has heard with feelings of sorrow of the death of Hon. Henry P. Baldwin, formerly a member of the Senate of Michigan, Governor of the State, and also a Senator from Michigan in the Congress of the United States, therefore

*Resolved*, That the President of the Senate appoint a special committee of three, to prepare suitable resolutions with reference to this subject, the committee to report at some convenient time hereafter.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Fox offered the following resolution:

*Resolved*, That the rules of the Senate of 1889 be adopted as the rules of this Senate, until otherwise ordered.

Which resolution was adopted.

Mr. Mears offered the following resolution:

*Resolved*, That the President be, and he is hereby authorized and empowered to appoint the necessary janitors and messengers;

Which resolution was adopted.

Mr. Earle offered the following resolution:

*Resolved*, That the President of the Senate is hereby authorized to assign the reporters of the press the several desks set apart for their use,

Which resolution was adopted.

Mr. Weiss offered the following resolution:

*Resolved*, That the secretary of this Senate be instructed to draw an order for twenty-five dollars (\$25.00) payable to Alfred J. Murphy, secretary of the last preceding Senate, as mileage and compensation for service in organizing the present Senate;

Which resolution was adopted.

Mr. Flesheim offered the following resolution:

*Resolved*, That the secretary of the Senate be and is hereby authorized

to order 500 copies of the daily Journal for the use of the Senate until otherwise ordered;

Which resolution was adopted.

Mr. Weiss offered the following resolution:

*Resolved*, That the Secretary of the Senate be instructed to invite the pastors of the several churches of the city of Lansing to open the daily sessions of the Senate with appropriate religious services;

Which resolution was adopted.

Mr. Pasco offered the following resolution:

*Resolved* (the House concurring), That the two Houses meet in joint convention at 2 o'clock p. m. tomorrow, for the purpose of receiving any communication the Governor may be pleased to make;

Which resolution was adopted.

Mr. Steele offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and he is hereby authorized and empowered to appoint a messenger;

Which resolution was adopted.

The Secretary then announced the following:

*Lansing, Jan. 4, 1893.*

*To the Senate:*

Pursuant to resolution of the Senate I hereby appoint Herman Marks, of Wayne, as my messenger.

Very respectfully,

GEO. H. BUSSEY,  
*Sergeant-at-Arms.*

Mr. French offered the following resolution:

*Resolved*, That a committee of three be appointed to assign rooms for the use of the committees, when appointed;

Which resolution was adopted.

Mr. Fleshiem offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and he is hereby instructed to furnish the usual supply of mineral water for the use of the Senate;

Which resolution was adopted.

Mr. McLaughlin offered the following resolution:

*Resolved*, That each Senator be allowed the sum of five dollars for stationery and that the committee on supplies and expenses, when appointed, be required to furnish the President of the Senate, the Secretary, the Engraving and Enrolling Clerks, and the chairmen of all committees when appointed, such stationery as they may require for their own use, as provided for under section 16, art. 4, of the constitution;

Which resolution was adopted.

Mr. Jewell offered the following resolution:

*Resolved*, That when the Senate adjourn it adjourn to meet tomorrow at 1:45 p. m. on account of joint convention at 2 p. m.;

Which resolution was adopted.

Mr. Crane offered the following resolution:

*Resolved* (the House concurring), That the joint rules of the Senate and House of Representatives and the rules in joint convention of the Legislature of 1889 be adopted as the present joint rules, unless otherwise ordered;

Which resolution was adopted.

The Secretary then announced the following:

*Lansing, Jan. 4, 1893.*

*To the Honorable Senate:*

I hereby make the following appointments in pursuance of the authority given me by the senate:

*Messenger for the President*—Stewart Griswold, of Wayne.

*Messengers to the Senate*—Morgan Parker, of Lenawee; Roy H. Marsh, of Washtenaw; Mark C. Wixom, of Oakland; Ward Royce, of Marquette; Louis Campan, of Kent; Thomas A. Gullifer, of Wayne.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

Mr. Clapp, by request, presented the protest of Samuel M. Wilkins against the admission of Milton F. Jordan to a seat in the Senate.

On motion of Mr. Clapp,

The protest was ordered spread at length upon the Journal and referred to a special committee of five on contested elections when appointed.

The following is the protest:

*To the Honorable the President and Members of the Senate of the State of Michigan:*

I hereby most respectfully protest against the seating of Milton F. Jordan, as Senator in the State Legislature from the Fifteenth Senatorial District, of the State of Michigan, and respectfully allege that he is not entitled to the certificate of election for the office of Senator from this said District; and as reasons therefor your contestant presents the accompanying and following petition, setting forth the grounds of such contest and the affidavits and exhibits thereto annexed.

SAMUEL M. WILKINS.

*To the Honorable, the Senate of the State of Michigan:*

Your petitioner, Samuel M. Wilkins respectfully shows that he is a resident elector of the city of Eaton Rapids in the county of Eaton and State of Michigan.

## II.

That the 15th senatorial district is comprised of the counties of Barry and Eaton.

## III.

That on the 4th day of October, A. D. 1892, the regularly called senatorial convention of the republican party for said senatorial district met in the city of Hastings.

## IV.

That your petitioner receiving a majority of all the votes cast for the nomination of State senator was duly declared the republican nominee by said convention.

## V.

That his name was duly certified by the senatorial committee to the

commissioners of election for the counties of Barry and Eaton and printed upon the official ballot in the republican column for the general fall election held in said State on November 8, 1892.

VI.

That at such election your petitioner received 2,789 votes in Barry county and 3,832 votes in Eaton county for the office of State Senator in said senatorial district.

VII.

Your petitioner further shows that upon the official ballot was printed the republican, democratic, people's party and prohibition ticket.

VIII.

That at a regularly called democratic county convention held at the city of Hastings sometime in the summer of 1892, but at what particular date your petitioner is unable to state, Milton F. Jordan of Middleville received the nomination for prosecuting attorney for Barry county.

IX.

That subsequently thereto William O. Lowden of Hastings was nominated for prosecuting attorney for Barry county by the prohibitionists.

X.

That after receiving the nomination for prosecuting attorney on the democratic ticket, said Jordan was nominated by the people's party and again by the democratic party for the office of State Senator.

XI.

Your petitioner further shows that the prohibition senatorial convention for the 15th senatorial district was called to meet on the 30th day of September, 1892, at the village of Nashville, at the law office of Walter Webster.

XII.

That there was present at such convention only four persons, being Edwin A. Fox, of Brookfield township, Eaton county; W. D. Fassett, of Eaton Rapids city; Marion Kirk, of Chester, in Eaton county; and Walter Webster, of Nashville.

XIII.

That such convention empowered the prohibition county committee of Barry county to name a candidate for State Senator as appears by the minutes of such convention, a copy of which is hereto annexed and marked "Exhibit A," and which your petitioner prays may be taken as a part of this petition.

XIV.

That at such convention Dr. William Parmeter, of Vermontville, and Walter Webster, of Nashville, was duly elected the prohibition senatorial committee for the 15th senatorial district for the succeeding two years, as

also appears by the minutes kept of said convention heretofore referred to and marked "Exhibit A."

#### XV.

Your petitioner further shows that the person to be selected by the prohibition county committee of Barry county, as required and instructed by the prohibition convention held in Nashville, as aforesaid, was to have been a party or political prohibitionist as appears by the affidavit of W. D. Fassett present at such convention, a copy of which is hereto annexed, marked "Exhibit B," and made a part of this petition.

#### XVI.

Your petitioner further shows upon information and belief that after said prohibition senatorial convention had been held, it was agreed by and between said Milton F. Jordan and said William O. Loudon, or other parties acting in their interest or for them and at their request, that said Jordan should decline the nomination for prosecutor on the democratic ticket and have the name of said Loudon substituted therefor, and said Loudon, in return therefor, would have the name of said Jordan placed on the prohibition ticket for State Senator, and that said Jordan never affiliated with the prohibition party and was never known as a prohibitionist.

#### XVII.

That in pursuance of such agreement, the chairman and secretary of the prohibition county committee of Barry county falsely and fraudulently certified the name of Milton F. Jordan to the electors of Eaton county as the regular nominee of the senatorial convention of the 15th senatorial district and falsely and fraudulently designated, styled and named themselves as chairman and secretary respectively of the senatorial committee of such senatorial district as appears by the certificates so made by them now on file with the election commissioners of Eaton county, a copy of which is hereto annexed and marked "Exhibit C" and made a part of this petition.

#### XIX.

Your petitioner further shows upon information and belief that the chairman and secretary of the prohibition county committee of Barry county made a similar certificate to the commissioners of election of Barry county that was made by them to the commissioners of election of Eaton county and therein falsely and fraudulently designated, styled and named themselves chairman and secretary of the senatorial committee for the prohibition party for the 15th senatorial district.

#### XX.

Your petitioner further shows that Dr. William Parmenter, chairman of said prohibition senatorial committee protested against the name of said Jordan being placed on the prohibition ticket for the office of State Senator for the reason that said Jordan had never been a party or political prohibitionist as required by the senatorial convention so held as aforesaid at Nashville and refused as such chairman to certify the name of said Jordan to the election commissioners of Barry and Eaton counties and exacted from W. C. Woodmansee, the chairman of the prohibition county committee of Barry county, a statement in writing that the name of said Jordan be with-



drawn from the ticket unless he should, prior to Saturday, October 29, at 5 o'clock p. m., publicly proclaim and declare himself to be a political prohibitionist as appears by such statement, a copy of which is hereto annexed and marked "Exhibit D."

#### XXI.

That said Jordan never having made any public declaration of his political prohibition faith as appears by the affidavit of Dr. William Parmenter a copy of which is hereto annexed and marked "Exhibit E" and made a part of this petition, the chairman of Eaton county prohibition committee, Schuyler S. Bowen appeared before the commissioners of election of Eaton county and protested against the name of said Jordan appearing upon such prohibition ticket for State Senator, but that such board refused to cancel such name, giving as a reason that the same had been regularly certified to them, and that such name of Milton F. Jordan was so printed and appeared upon the regular prohibition ticket voted November 8, 1892.

#### XXII.

That said Jordan received as appears upon the face of the returns, 6,947 votes for Senator in said senatorial district including all the prohibition votes voted at such election, and said Wilkins received 6,621 votes for the same office as a regular republican nominee for State Senator. That of the votes so voted for said Jordan there were 339 prohibition votes cast for him in the county of Eaton; and as your petitioner is informed and believes there were 350 votes on the prohibition ticket voted for said Jordan in the county of Barry, as appears by the tally-sheets on file in the clerk's office in the counties of Barry and Eaton to which reference is made for greater certainty.

#### XXIII.

Your petitioner believes, and so charges the truth to be, that all the prohibition votes so voted for said Jordan were cast without warrant or authority of law and were procured by deception and fraud on the prohibition and all other voters in said senatorial district and were a fraud upon said voters; and if deducted from the whole number of votes cast for said Jordan would give your petitioner a majority of about four hundred votes over all the legal votes cast for said Jordan for such office of State Senator.

#### XXIV.

Your petitioner therefore prays that a committee of your honorable body may be appointed with full power and authority to act in the premises. That notice of contest may be given to said Milton F. Jordan according to the rules and practice of the Senate and as grounds of such contest allege:

1. That the name of Milton F. Jordan was fraudulently printed upon such prohibition ticket.
2. That the name of Milton F. Jordan was not authorized or instructed by any regularly called prohibition senatorial convention to be printed upon the prohibition ticket for the fifteenth senatorial district.
3. That the name of Milton F. Jordan was never certified by the prohibition senatorial committee or by the chairman or secretary thereof to the commissioners of election of the counties of Barry or Eaton.

4. That the name of Milton F. Jordan was not legally authorized to be printed upon the prohibition ticket for State Senator.

5. That the printing of Milton F. Jordan's name upon the prohibition ticket for the office of State Senator was without warrant or authority of law and a fraud upon the voters of the 15th senatorial district.

6. That the prohibition votes cast for said Milton F. Jordan are illegal and void.

7. That said Milton F. Jordan was never nominated by any regularly called prohibition convention for the office of State Senator, neither did such convention ever authorize or instruct his name to be placed upon the official ballot.

8. That Milton F. Jordan did not receive a majority of the legal votes cast for the office of State Senator in the 15th Senatorial district.

9. That the name of Milton F. Jordan was printed on the prohibition ticket in utter disregard of the mandatory provisions of section 10 of the election law of 1891.

10. That the chairman and secretary of the prohibition county committee of Barry county acted fraudulently with the knowledge, consent and approbation of said Jordan in certifying his name as nominee of the regular prohibition senatorial convention of the 15th senatorial district to the commissioners of election of Barry and Eaton counties and thereby procuring his name to be printed upon the official prohibition ballot for the office of State Senator by fraud.

And that the prohibition votes cast for said Milton F. Jordan in the 15th senatorial district may be deducted from the whole number of votes cast for him in said district for the office of State Senator and the certificate of election issued to him as State Senator be declared void and his seat declared vacant and your petitioner declared by this honorable Senate to duly and legally elected to such office and entitled to a seat in this Senate and your petitioner will ever pray, etc.

SAMUEL M. WILKINS.

STATE OF MICHIGAN, } ss.  
COUNTY OF EATON,

On this 3d day of January, A. D. 1893, personally appeared before me the subscriber, a notary public in and for said county, Samuel M. Wilkins, who being by me first duly sworn, says that he has heard read the foregoing petition by him subscribed and knows the contents thereof and that the same is true as therein stated, except as to those matters stated upon information and belief and as to those matters he has information and believes them to be true.

FRANK G. BAKER, *Notary Public.*

#### EXHIBIT A.

STATE OF MICHIGAN, } ss.  
COUNTY OF BARRY,

Walter Webster, being first duly sworn, deposes and says that he lives at Nashville, Barry Co., Mich., and that he was present at the senatorial convention of the prohibition party of the 15th senatorial district, comprising the counties of Eaton and Barry, which convention was held at the law office of Webster & Mills. at the village of Nashville, Barry Co.,

Michigan, on the 30th day of September, A. D. 1892. That he was elected chairman of that convention, that no secretary for the convention was duly elected, but at the suggestion of some of the delegates present, this deponent kept what minutes of said convention were kept, and that said minutes read as follows, viz:

"Meeting called to order and Webster elected chairman. Moved and carried that the county committee of Barry county be empowered to name the candidate for State Senator. Moved and carried that Dr. Parmenter of Eaton county and Walter Webster act as senatorial committee for the ensuing two years. Adjourned.

WALTER WEBSTER.

Subscribed and sworn to before me this 16th day of November, 1892.

H. C. JUSCHELTT, *Notary Public*.

### EXHIBIT B.

STATE OF MICHIGAN, }  
COUNTY OF EATON, } ss.

W. D. Fassett being first duly sworn according to law deposes and says that he is a resident of Eaton Rapids City, county of Eaton, and State of Michigan, and is an elector of said city. That he was a delegate to the prohibition senatorial convention held in the village of Nashville, in the county of Barry, on the 30th day of September, A. D. 1892, for the purpose of putting in nomination a candidate for the office of State Senator for the Prohibition party in the fifteenth senatorial district of Michigan. That he was present at such convention as such delegate and participated therein.

The convention was called to order and Walter Webster chosen chairman. and owing to the fact that but four (4) delegates were present, he also acted as secretary of said convention. After some preliminary talk was had relative to who should be nominated as Senator, it was conceded by the delegates attending said convention that the county of Barry was entitled to name the candidate for such office. Mr. Edwin A. Fox, of Brookfield, Eaton county, Michigan, moved that it be left to the prohibition county committee of Barry county to select a prohibitionist to be placed upon the ticket as the candidate of such party. That such motion was supported and was duly put to vote by such chairman, and was carried and so declared by said chairman.

Moved and supported by the convention that Dr. William Parmenter of Vermontville, of Eaton county, and Walter Webster of Nashville, of Barry county, act as senatorial committee for the 15th senatorial district for the ensuing two years, and were so declared by the said presiding officer. This deponent further says that the above and foregoing is a true statement of all the business that was transacted by and at such convention. That he was present during the entire session of said convention up to and including the time of adjournment. And this deponent further says that no nominee was mentioned for the consideration of said convention and no vote was taken for the name of any person as a candidate for said party at the coming election, which was thereafter held on the 8th day of November, 1892. And further deponent saith not.

(Signed)

W. D. FASSETT.

Sworn and subscribed before me, a notary public of Eaton county, Michigan, this 22d day of December, 1892.

JONATHAN H. MILBOURN,  
*Notary Public, Eaton county.*

### EXHIBIT C.

*To the Hon., the Judge of Probate for the county of Eaton, and chairman of the Board of Election Commissioners of said county:*

The undersigned chairman and secretary respectively of the prohibition party committee of the fifteenth senatorial district of Michigan would respectfully inform and certify to you and through you to the board of election commissioners of your county that at a convention of said party regularly called and held the following named persons were duly placed in nomination as candidates within said district for the several offices named, that is to say Milton F. Jordan for State Senator in and for the fifteenth senatorial district of Michigan.

The names of the said several persons so nominated, as herein set forth for the said several offices are hereby certified to you as those to be printed on the official ballot to be used and voted at the general election to be held in the State of Michigan on Tuesday, the eighth day of next November in connection with and as part of the prohibition party ticket pursuant to the provisions of act No. 100, public acts of Michigan, approved July 3, 1891.

(Signed)

MATHEW C. WOODMANSEE, *Chairman.*

CHARLES H. THOMAS, *Secretary.*

*Dated Hastings, Mich., Oct. 15, A. D. 1892.*

### EXHIBIT D.

*Vermontville, Mich., Oct. 28, 1892.*

The regular delegated authorities who were instructed to nominate a candidate for Senator in the 15th district, consisting of Eaton and Barry counties, do hereby authorize the Eaton county chairman and secretary to withdraw the name of Milton F. Jordan from their ticket unless he makes a public declaration that he is a political prohibitionist prior to Oct. 29, 5 p. m.

(Signed)

M. C. WOODMANSEE.

The condition of my signature is that Mr. Jordan shall have a fair chance to make his declaration of political standing.

### EXHIBIT E.

STATE OF MICHIGAN, }  
COUNTY OF EATON, } ss.

Personally appeared before me, a notary public in and for said county, William Parmenter, personally known to me, who being duly sworn deposes and says: That on the 28th day of October, 1892, at a conference

held in my office in Vermontville of said county and state, between the chairman and secretary of the prohibition party of Eaton county of the first part, being S. S. Boorn and Lyman T. White, respectively, and Dr. M. C. Woodmansee, committee of the second part, in the presence of Charles G. Bale, Charles E. Hammond and deponent, of Vermontville, and of William O. Lowden of Hastings, it was agreed upon the part of said M. C. Woodmansee that the name of Milton F. Jordan might be withdrawn from the prohibition ticket of Eaton county as State Senator of the fifteenth senatorial district; if said Milton F. Jordan did not prior to 5 o'clock p. m., Oct. 29, 1892, publicly declare his adhesion to the prohibition party, or authorize the said committee of Eaton county to make such public declaration in his behalf; and that a paper was drawn to this effect and signed by said M. C. Woodmansee, with the further promise that the said committee of Eaton county should make due effort to notify said Milton F. Jordan of the contemplated action of said committee; that this paper was delivered by M. C. Woodmansee to the aforesaid Eaton county committee in deponent's presence.

That this conference was called by the Eaton county prohibition committee for the purpose of withdrawing the name of Milton F. Jordan as State Senator from the prohibition ticket on the grounds that said Milton F. Jordan was not publicly known as a prohibitionist and that the consent of said Eaton county committee to the nomination of the said Milton F. Jordan had been obtained by private representations, which were not confirmed by his public statements or acts.

WM. PARMENTER.

Subscribed and sworn to before me this 20th day of December, 1892.

MICHAEL J. CUNNINGHAM,

[Seal.]

Notary Public.

Mr. Barnard presented the protest of A. Oren Wheeler against the admission of Enoch T. Mugford to a seat in the Senate.

On motion of Mr. Barnard,

The protest was ordered spread at length upon the Journal and referred to a special committee of three on contested elections, when appointed.

The following is the protest:

*To the Honorable Senate of the State of Michigan:*

The undersigned A. Oren Wheeler, of Manistee, Michigan, hereby gives notice of contest of election against Enoch T. Mugford, to represent in the Senate the twenty-sixth senatorial district of Michigan,

And this contestant insists that at the late general election held in the State of Michigan, November 8, 1892, he was duly elected as Senator for the said twenty-sixth senatorial district, which is composed of the counties of Oceana, Lake, Mason and Manistee.

Contestant sets forth the following grounds of such contest:

The tabulated returns of the board of district canvassers of said district show that said Mugford received a plurality of 450 votes over contestant, but the same was effected by gross fraud committed in Manistee county whereby 850 illegal and void votes were counted for said Mugford and against contestant.

That at the said general election the official ballot furnished by the county election commissioners, of which a copy is hereto annexed, marked "Exhibit A," and made a part of this notice, was printed through the fraud and conspiracy of one of said election commissioners, and other managers



of the democratic party in Manistee county, whose names are unknown to contestant; that upon the said ballot through such conspiracy there were printed two void and illegal tickets called the independent democrat and regular independent democrat; that said ballot with the tickets so printed upon it and with the copies of the democratic party vignette at the head and the illegal devices thereon at the head of the county tickets was never printed and filed with the county clerk of Manistee county, as required by law, and that such ballot or proof thereof was never filed with the county clerk before said election; that the ballot that was filed with the county clerk and inspected by the candidates and committees, under the ballot reform law, had no vignettes at the head of the county tickets and had a space left at the head of the said two void tickets on said ballot whereon the board of election commissioners for said county said they would print the two devices of the claimed vignettes.

Contestant further says that the said two tickets on said ballot were not entitled to be printed thereon, and that no conventions regularly called or representing any party in Manistee county were ever held wherein such tickets were put in nomination. That they were bolters' tickets and represented no political party, as this contestant is informed and verily believes to be true; that the said board of county canvassers would not give public sessions where the candidates and their representatives could appear and protest against the fraudulent action of the conspirators and commissioners; that Commissioner Nelson shut himself up in his house, claiming to be sick with the measles, and the balance of the commissioners would only hold their meetings in his sick room, where, if it was true, as represented, that he was sick with a contagious disease, it was unlawful and unsafe to hold a public meeting; that the commissioners delayed deciding upon the form of ballot to print until the day before they were given out to the different wards and precincts in said county, and that the candidates who were interested protested against such unwarranted and revolutionary conduct on the part of such commissioners and conspirators; that contestant and others were unable to get any relief from a court on account of the delay of the commissioners as aforesaid, and could only file their protests on election day, when they saw for the first time how the ballots were printed.

Contestant claims that the said tickets called independent democrat and regular independent democrat are wholly illegal and void; that they have unlawfully at the head democrat vignettes; that they were marked with a device, contrary to law, and for fraudulent purposes; that the workers at the polls on said election day had what were called instruction ballots with these devices upon them as they were printed, and instructed and solicited voters to vote the marked tickets.

Contestant says that he has not been allowed to recount the fraudulent and illegal votes so cast in Manistee county, but that upon every one the name of Enoch T. Mugford appears, and that they were counted for him and against contestant; that in an application where a recount was had on the part of Jamis Henderson, sheriff of Manistee county, the total number of such fraudulent votes were counted to the number of 730, and contestant is informed and believes, and offers to prove that of the said fraudulent and void votes there were counted for Enoch T. Mugford and against contestant the full number of 850. Contestant insists that the said votes should not have been counted at all, and that if only the legal votes in Manistee county had been counted the result would have been



that contestant would have been declared elected as Senator for the twenty-sixth senatorial district by a plurality of 400 votes.

In support of the charges hereinbefore set forth the affidavit of P. T. Glassmire is hereto annexed marked "Exhibit B" and made a part of this notice, and also the affidavit of Will A. Waite is hereto annexed, marked "Exhibit C" and made a part of this notice.

Contestant asks that the usual steps be taken in the matter of such contest as are necessary and in accordance with the practice of this honorable body.

Respectfully submitted,

A. OREN WHEELER,  
*Contestant.*

( See fly leaf, Exhibit A.)









## EXHIBIT B.

STATE OF MICHIGAN, }  
COUNTY OF MANISTEE, } ss.

Peter T. Glassmire, being duly sworn, deposes and says that he resides at Manistee, and was a candidate for the office of prosecuting attorney in said county at the late general election, held November 8, 1892, nominated by the democratic party; that after the democrat convention a few persons, dissatisfied with his nomination for that office and in order to defeat his election, got together, and without holding a regularly called convention, nominated what is claimed to be an independent democrat ticket, putting up one Edward C. Higgins as candidate for prosecuting attorney; that afterwards deponent, for the purpose of counteracting the effect of the bolting of his nomination, got up another ticket known as the regular independent democrat ticket; that there was no convention called, the same was gotten up in his office where very few persons were present and not at any public meeting; deponent was present and knows of his own knowledge the facts hereinabove stated relative to the regular independent democrat ticket; that no chairman was elected and presided at the meeting nor were any minutes kept by any secretary.

Deponent further says that he is acquainted with Henry Bruns, whose name appears as secretary on the certificate of the independent democrat ticket as filed with the county election commissioners, and had a talk with him after such certificate was signed by him; that said Bruns told deponent that he was met by somebody on the bridge at Manistee and told to go up near Blacker's mill, that he was wanted up there; that he went up and signed a certain paper but did not know what it was or that it purported to be a ticket put in nomination against this deponent; and deponent has been informed by those who were present when the independent democrat ticket was concocted, that there was no regular convention held but that the same was gotten up by a few persons who came together at a boarding house informally and not as delegates representing any ward or precinct, and that only a few persons were present.

PETER L. GLASSMIRE.

[L. s.] Subscribed and sworn to before me this 31st day of December, A. D. 1892.

A. V. McALWAY,  
Notary Public.

## EXHIBIT C.

STATE OF MICHIGAN, }  
COUNTY OF MANISTEE, } ss.

Will A. Waite, being duly sworn, deposes and says that he resides at Manistee, Michigan, and during the year 1892 has been the county clerk of Manistee county and a member of the board of election commissioners for said county, and kept a record of the proceedings of said board and was present at all its meetings and filed all the papers received by said board in his office as county clerk.

Deponent further says that he is well acquainted with the ballot that was printed by said election commissioners for the general election that

was held November 8, 1892; that a copy of said ballot is "Exhibit A," attached to contestant Wheeler's notice of contest hereto; that said official ballot as printed and issued by said official board of election commissioners was never filed in the office of the county clerk of Manistee county nor was a proof thereof filed in deponent's office for the inspection of candidates and committees, as required by law, that the only proof ballot filed in his office was a ballot which had all the vignettes at the head and a vacant space left at the head of the independent democrat and regular independent democrat tickets wherein the board of election commissioners notified the candidates they would print the devices which had been furnished for such tickets; that they were having such devices made and would print them there as soon as received; that the republican committee and candidates protested against the printing of said two tickets on the ballot at all for the reason that they claimed that they did not represent the nominees of any regularly called conventions. That afterwards Judge of Probate Nelson was confined to his house by what was claimed to be measles and a majority of the board voted to hold the last meeting of the board at his house; that at said meeting November 2, 1892, the official ballot as it was printed was finally adopted by a majority of said board of commissioners against the protest of this affiant; that on November 3 said ballots were by the commissioners distributed to some of the officers in the different wards and precincts of said county.

Deponent further says that on the 2d of November, aforesaid, when the representatives of the candidates on the republican ticket heard that some change was to be made in the official ballot as it had been filed in deponent's office, they came and protested in the presence of a majority of the commissioners to any change whatever being made and insisted that the regular independent democrat and independent democrat tickets were void and ought not to be printed on the ballot, and asked that the board hold a meeting at the court house or some other public place where they could be present and object to printing the illegal tickets upon the ballot and where it would be safe from danger of contagious disease but their request was not granted and the ballots were ordered printed as hereinbefore stated.

WILL A. WAITE.

Subscribed and sworn to before me this 31st day of Dec., A. D. 1892.

D. S. HARLEY,  
*Notary Public.*

### SUPREME COURT OF MICHIGAN.

A. OREN WHEELER, *Relator*, vs. THE BOARD OF CANVASSERS OF MANISTEE COUNTY, *Respondent*.

Filed December 24, 1892.

Per Curiam—Petition is made for mandamus to compel the board of canvassers of the county of Manistee to order a recount of the ballots in certain precincts of that county.

Relator was a candidate on the republican ticket for the office of State Senator. He filed a petition with the board of county canvassers for a recount under the provisions of act 208, public acts, 1887. This was refused, and we are now asked to issue the writ of mandamus to compel the board to take such action. The case falls directly within the rulings

of this court in *Naumann vs. Board of City Canvassers*, 73 Michigan, 252. It was there said that "This statute does not apply to those cases where the city council, by whatever name it is called, is made the absolute judge of the election and right to office of its members. It has been very common in this State for obvious reasons to prevent delay and litigation to vest in the legislative boards of municipal corporations the same power of determining the claims of persons to belong to them that is vested in Congress and the State Legislature."

In the present case under Sec. 9, article IV of the State constitution each house of the Legislature is empowered to judge of the qualifications, elections and returns of its members.

It was shown in *Naumann vs. Board of City Canvassers*, *supra*, that the charter of the city of Detroit contained a provision, that the board of aldermen should be the judges of the elections and qualifications of its own members, etc.

We can see no distinction in the principle in these cases. The same question arose in *Weston vs. Probate Judge*, 69 Mich., 600, and the writ of mandamus was refused for the same reason. We feel bound to follow these cases.

The writ must be denied.

#### NOTICES.

Mr. Weiss gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 50 of the public acts of 1891, entitled, "An act to provide for the election of electors of president and vice president of the United States, and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891.

On motion of Mr. Fox,

The Senate adjourned.

The President announced that the Senate would stand adjourned until tomorrow at 1:45 o'clock p. m.

---

*Lansing, January 5, 1893.*

The Senate met and was called to order by the President at 1:45 p. m.  
Prayer by Rev. Mr. Jordan.

Roll called: a quorum present.

Pending the reading of the Journal of yesterday's proceedings,

On motion of Mr. Fox,

The reading of the Journal was dispensed with.

George H. Bussey, Sergeant-at-Arms elect, then came forward and took and subscribed the constitutional oath of office and entered upon the discharge of his duties.

The Sergeant-at-Arms announced a committee from the House who



informed the Senate that the House was organized, and ready to proceed to business.

Report accepted.

The Senate then took up the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 4, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the two Houses meet in joint convention at 2 o'clock p. m. tomorrow, for the purpose of receiving any communications the Governor may be pleased to make.

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 4, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the joint rules of the Senate and House of Representatives and the rules in joint convention of the Legislature of 1889 be adopted as the present joint rules unless otherwise ordered.

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 5, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate that Messrs. Fitch, Wachtel and Gordon have been appointed a select committee on the part of the House to act with a like committee on the part of the Senate to consider the matter of selection of Legislative Postmaster and Assistant Postmaster.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 4, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a joint committee of three members from the House and three from the Senate be appointed to wait upon his excellency, the Governor, and inform him that the two Houses have completed their organization and are ready for business, and to inquire at what hour he will be pleased to communicate with them;

Which has been adopted by the House,

And, further, to inform the Senate that Messrs. Wachtel, Moore and Chamberlain have been appointed as such committee on the part of the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The Senate concurred.

The president announced as such committee on the part of the Senate Messrs. Sabin, Mears and Morrow.

By unanimous consent,

Mr. Hopkins offered the following resolution:

WHEREAS, The expressed desire of the people of Michigan is, that the present Legislative session shall be as short as may be, consistent with the best interests of the State; and

WHEREAS, We, the members of this Legislature, are desirous of making this session as brief as may be, consistent with a full and proper discharge of our Legislative duties, and believing that only the most important matters should come before us for consideration; therefore

*Resolved* (The House concurring), That the number of bills introduced by each Senator shall not exceed six, and the number of bills introduced by each member of the House shall not exceed four, during this session.

The question being on the adoption of the concurrent resolution,

The resolution was referred to the Committee on Rules when appointed.

The secretary then announced the following:

*Lansing, January 5, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have made the following appointments:

*Janitor*—John W. Snell.

*First Assistant Janitor*—James Stoop.

*Second Assistant Janitor*—Orville C. Barnum.

*Third Assistant Janitor*—James R. Murray.

*Cloak Room Keeper*—Joseph C. Ford.

*Committee Janitors*—Edward Robinson and David R. Anderson.

*Document Room Keeper*—George W. Bowker.  
*Janitress*—Ada Brown.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

The Secretary also announced the following:

*Lansing, January 5, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have appointed the following special committee on the contested election case of Wheeler vs. Mugford: Messrs. Flesheim, Barnard, Doran.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

The secretary also announced the following:

*Lansing, January 5, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have appointed the following committee to assign rooms for the use of Senate committees during the session of 1893: Messrs. French, Fox, and Morrow.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

The Secretary also announced the following:

*Lansing, January 5, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution I have appointed the following committee on resolutions on the death of Ex-Governor H. P. Baldwin: Messrs. Weiss, Hopkins and Turnbull.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

The Sergeant at arms announced the committee of the Senate, appointed to wait upon the Governor and inform him that the Senate was duly organized and ready to proceed to business, who reported that they had performed the duty assigned them, and asked to be discharged.

Report accepted and committee discharged.

Mr. Hopkins offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and is hereby instructed to procure suitable badges to be worn by himself, his assistants and the several messenger boys in the employ of the Senate;

Which resolution was adopted.

#### REPORT OF SELECT COMMITTEES.

The joint select committee of the Senate and House, to whom was referred the matter of the appointment of a legislative postmaster and assistant, respectfully report that they have had the subject matter under

consideration and would recommend that Mrs. Adele M. Hazlett be appointed Postmistress and Mrs. Adelaide G. Mosher Assistant Postmistress of the Legislature, and in accordance with such recommendation report to the Senate the following concurrent resolution, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

E. M. BARNARD,  
JOSEPH M. WEISS,  
PETER GILBERT,  
*Senate Committee.*

NORTON FITCH,  
WM. D. JORDAN,  
*House Committee.*

Report accepted and committee discharged.

The following is the concurrent resolution:

*Resolved* (the House concurring), That Mrs. Adele M. Hazlett be appointed Postmistress, and Mrs. Adelaide G. Mosher be appointed Assistant Postmistress of the Legislature.

The question being on the adoption of the resolution,

The resolution was adopted.

The committee appointed on the part of the Senate to wait upon the Governor, returned after a brief absence and reported that they had performed that duty and that the Governor would be pleased to meet the Senate and House in joint convention at 2 o'clock p. m., today.

Report accepted and committee discharged.

The Sergeant-at-Arms announced a committee of the House who reported that the House was in waiting and ready to meet the Senate in joint convention to receive such communication as the retiring and incoming Governors might be pleased to make.

On motion of Mr. Fox,

The Senate proceeded to the Hall of the House of Representatives to meet the House in joint convention.

[For proceedings in joint convention see House Journal.]

The Senate returned to the Senate Chamber, and was called to order by the President.

A quorum present.

The President announced that the Senate had met the House of Representatives in joint convention, and had listened to the messages of the retiring Governor, Hon. Edwin B. Winans, and the incoming Governor, Hon. John T. Rich.

The Senate took up the order of

#### NOTICES.

Mr. Gibson gave notice that on some future day he would ask leave to introduce

A bill to compel the use of safety valves on cylinders, drums, or other vessels, etc., containing and confining carbonic acid gas, nitrous oxide gas, and like aeriform substances.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to prohibit the issuing to or receiving or using by any member

of the Legislature of any pass, mileage book or free transportation of any kind on any railroad in this State.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled, an act to regulate the practice of pharmacy in the State of Michigan, the same being act number one hundred and thirty four (134) of the public acts of eighteen hundred and eighty-five.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to repeal all of act No. 186, of the public acts of 1891, being an act relative to authorizing cities and villages of this State to provide for the lighting of their streets and other public places therein by means of electric or other lights.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 15, article 4 of the constitution of this State relative to the compensation of members of the Legislature.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to prohibit the granting of free transportation and special privileges by corporations organized under the laws of this State to executive, legislative or judicial officers thereof, or their appointees, and the acceptance of the same by said officers, and to provide suitable penalties therefor.

Mr. McLaughlin gave notice that on some future day he would ask leave to introduce

A joint resolution to amend Sec. 1 of Art. VII of the constitution of this State relative to the qualification of electors.

The Senate resumed the order of

#### RESOLUTIONS.

Mr. Hopkins offered the following resolution:

*Resolved*, That a committee of three be appointed to properly arrange the desks of this chamber.

Which resolution was adopted.

Mr. Turnbull offered the following concurrent resolution:

*Resolved* (The house concurring), That the final adjournment of this Legislature take place on the 1st day of April, 1893, at noon.

The question being upon the adoption of the resolution,

Mr. Fox moved that the resolution be laid upon the table;

Upon which Mr. Doran demanded the yeas and nays.

The motion to lay the resolution on the table then prevailed by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Crane  
Earle  
Flesheim  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Pasco  
Pierce  
Sabin  
Steel  
Weiss

## NAYS.

Mr. Brundage  
Burt  
Champion  
Clapp  
Clark

Mr. Doran  
Gilbert  
Hough  
Jordan

Mr. Mellen  
Morrow  
Mugford  
Turnbull

18

Mr. Garvelink offered the following resolution:

*Resolved by the Senate* (the House concurring), That the State Printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, register of deeds, prosecuting attorney, circuit court commissioner, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed.

The question being upon the adoption of the resolution,

The resolution was adopted.

Mr. Sabin offered the following resolution:

*Resolved*, That a committee of three be appointed to report the number of regular and special committees requiring clerks;

Which resolution was adopted.

Mr. Gilbert offered the following resolution:

*Resolved*, That no Senator be allowed to offer more than three resolutions at any session of the Senate.

The question being upon the adopting of the resolution,

On motion of Mr. Barnard,

The resolution was laid upon the table.

## INTRODUCTION OF BILLS.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 1, entitled

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of President and Vice President of the United States and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891.

The bill was read a first and second time by its title, and referred to the committee on the judiciary, when appointed.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 5, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That when the Legislature adjourns today it be until Tuesday, Jan. 10, at 10 o'clock a. m.;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The Senate concurred.

On motion of Mr. Gibson,

The Senate adjourned and the President announced that the Senate would stand adjourned until Tuesday, January 10, 1893, at 10 o'clock a. m.

---

*Lansing, Mich., Jan. 10, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Osborne.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Crane, Doran, French, Gibson and Hough.

On motion of Mr. Gilbert,

Leave of absence was granted to all absentees for the day.

William S. Carpenter, Engrossing and Enrolling Clerk, and Mrs. Florence C. Betts, Assistant Engrossing and Enrolling Clerk, then came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of their duties.

The President then announced the following:

*Lansing, January 10, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I hereby appoint Senators McGinley, Weiss, and Champion as a committee to report the number of regular and special committees requiring clerks.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The President also announced the following:

*Lansing, January 10, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I hereby appoint Senators Sabin, Pierce, and Hough as a committee to rearrange the desks of the Senate chamber.

Very respectfully

J. WIGHT GIDDINGS,

*President of the Senate.*



The President also announced the following:

*Lansing, January 10, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I hereby appoint the following committee on the contested election case of Wilkins vs. Jordan: Senators Gibson, Steel, Fox, Garvelink, Mellen.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

#### PRESENTATION OF PETITIONS.

No. 1. Petition of Enoch T. Mugford in the matter of the protest and contest filed by A. Orin Wheeler against the admission of Enoch T. Mugford to a seat in the Senate.

On motion of Mr. Turnbull,

The petition was ordered spread at length upon the Journal.

The following is the petition:

*To the Honorable, the Senate of the State of Michigan:*

In the matter of the protest and contest filed by A. Orin Wheeler, of the county of Manistee, against the admission of Enoch T. Mugford to a seat in the Senate from the 26th, senatorial district, the undersigned contestee answers to said protest and contest as follows:

1. The contestee states that he resides at Hart, in the county of Oceana, and that said Wheeler resides at Manistee, in the county of Manistee, and resided there at the late election in November, last. Contestee admits that the abulated returns of the board of district canvassers of said district show that the contestee received a plurality of 450 votes over contestant for the office of Senator for the 26th senatorial district of this State, which plurality was not received or effected by gross fraud committed in Manistee county whereby 850 illegal and void votes were counted for contestee and against contestant, but was the result of a fair and honest vote, properly and legally cast, and legally canvassed, counted, declared and returned.

Contestee admits that the official ballot furnished to the county election commissioners was in substance as set forth in the ballot attached to the notice of contest marked "Exhibit A," excepting that Exhibit A does not contain at the head of the county tickets the vignettes as printed thereon.

The contestee denies that the same was printed through the fraud and conspiracy of the election commissioners or other managers of the democratic party in Manistee county as set forth in the said notice of contest. But that one Peter T. Glassmire, who is present attorney for said contestant and has been for the past year, was instrumental, among others, in getting up the regular independent democratic tickets and procuring the election commissioners of said Manistee county to print the same upon the official ballot, he, the said Glassmire, being a candidate for prosecuting attorney upon said regular independent democratic ticket.

Contestee further answering says, that the said A. Orin Wheeler was fully aware of the fact before said tickets were certified to the election commissioners that said tickets were to be printed upon the official ballot, and secretly advised the same.

Contestee further answering says, that said independent democratic



ticket and said regular independent democratic ticket printed upon the said official ballot were properly certified by political parties lawfully entitled to certify the same, together with the vignettes at the head of such tickets, to the election commissioners of Manistee county, and that the same were by the election commissioners (whose duty it was to determine the fact as to whether or not such several parties were entitled to certify such tickets to such commissioners) placed upon said official ballot.

And the contestee alleges by way of reply to said protest that the act of said election commissioners in so placing said tickets upon the official ballot was fully authorized by the statutes of the State of Michigan.

Contestee therefore further alleges that the said two tickets on said ballot were entitled to be printed thereon.

Contestee further answering, says, that the question as to whether such ballot is legal or not is no longer an open one in this State, as the identical ballot which is now claimed by contestant to be illegal, together with all the claims that are now alleged and set forth in contestant's notice of contest and affidavits attached thereto, was presented to the honorable the Supreme court of this State for its consideration and decision in the matter of the petition of John A. Lindstrom, filed in said supreme court, praying for a mandamus against the board of county canvassers of Manistee county, at the October term, 1892; that the said court after duly considering the question and inspecting said ballot, together with the vignettes thereon, unanimously decided and publicly announced on the 23d day of December, A. D. 1892; that the said independent democratic ticket and the regular independent democratic ticket as printed upon said official ballot, were lawfully placed thereon, together with the vignettes at the head of the same; and that the said tickets were not void in consequence of the respective vignettes placed at the heads of such tickets; that the same were not distinguishing marks, as now contended by contestant, which in any way invalidated or rendered void any votes that were legally cast upon said ballot, which opinion of said court contestee alleges was unequivocal and fully authorized the district canvassers for said twenty-sixth senatorial district to count and declare the same for the contestee as they have done.

Contestee further alleges that the foregoing decision of the supreme court was in accordance with the law of the land and now entitles the contestee to his seat in the Senate, to which he has been honestly elected by the electors of said 26th district. And to deprive him of the same would be to do what no legislative body has ever done in this State, to wit: declare a ballot illegal when the identical ballot had before that time been declared legal by the supreme court of the State.

All of which is respectfully submitted. ENOCH T. MUGFORD.

STATE OF MICHIGAN, }  
COUNTY OF INGHAM, } ss.

Enoch T. Mugford of Hart, Oceana county, Michigan, being duly sworn deposes and says that he has read the foregoing answer to the protest and notice of contest and that the same is true to his own knowledge and belief, except as to those matters therein stated to be on information and belief, and as to those matters he believes it to be true.

ENOCH T. MUGFORD.

Subscribed and sworn to before me this 10th day of January, 1893.

HARRY A. SILSBEE,

*Notary public in and for said county of Ingham.*

Referred to the committee on the contested election case of Wheeler vs. Mugford.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, January 5, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following message of the retiring Governor, Hon. Edwin B. Winans, this day delivered to the two houses in joint convention:

*Gentlemen of the Senate and House of Representatives:*

I am required, at the close of my official term, to submit by message to the incoming legislature information of the condition of the state, and to recommend such measures as seem to me expedient. The general condition of our people for the past two years has been prosperous, and peace and quietness have prevailed throughout our territory.

FINANCES.

The financial condition of the state is excellent. The treasurer reports a large amount of money on hand, and as we have no bonded debt to be paid, it would seem that our people should be free from excessive taxation in future, especially as no large expenditures for public buildings are needed, and the revenue from the growth of corporate wealth should increase with coming years.

By constitutional provision specific taxes must either be applied to pay the interest on our bonded debt, or be credited to the primary school interest fund. As we have no bonded debt, the entire specific tax goes to the primary schools. At the time this provision was made the amount received in specific taxes was comparatively small, but it now amounts to about a million dollars annually, and will continue to increase. In many school districts the money received from the apportionment of specific taxes, together with the proceeds of the mill tax, is sufficient to maintain the schools. In other districts the money received from these sources exceeds the necessary expenditure, and results in a surplus. Every district is authorized to meet any deficiency by a district tax, and it would therefore seem that the time has arrived when some limit should be fixed to the apportionment of specific taxes among the primary schools, and all above a certain amount be applied for the reduction of direct state taxation. Any change in this policy involves an amendment to the constitution, but the disposition of the present and prospective increase in specific taxes should receive serious consideration.

STATE INSTITUTIONS.

The public institutions of the state are all in admirable condition. The buildings and grounds are well kept, the industries pursued afford good returns, and good order, discipline, and economy prevail, as may be seen

by reference to the special report from each institution. No serious epidemics of disease or losses by fire or otherwise have occurred in the past two years except by the fire in the Eastern Asylum, by which no lives were lost, and no property destroyed aside from the building. This has been restored with many improvements by the use of the surplus funds of the asylum.

#### PENAL AND REFORMATORY INSTITUTIONS.

Our penal and reformatory institutions were placed by the last legislature under the control of a single non-partisan board, and the wisdom of the action has been fully vindicated by the results. I ask your special attention to the reports of the State Board of Inspectors and of the several wardens and superintendents. They afford a most gratifying showing of economy in expenditures and increased earnings to the state, while the maintenance, discipline and comfort of the inmates have received careful attention. The successful management of these large interests requires business men and business methods, and the policy of those who would use our State institutions as a means to reward party zeal, or who view them as existing for the benefit of the towns in which they are located, should no longer be tolerated. The six institutions controlled by the State Board of Inspectors are similar in character, though varying in the age, sex and degree of criminality of the inmates. The success which attends them is largely due to the business ability and experience of the board, who can survey the whole field of operations, and compare, suggest and direct for the best interests of each institution. Such general oversight is promotive of economy and efficient service, and discourages time serving and favoritism. The beneficial effects of the act of consolidation will be more apparent as time is afforded for their full development, but some additional power should be given the Board of Inspectors to grade, classify and transfer inmates from one prison to another as occasion may require. The promiscuous mingling of young offenders, susceptible to both good and evil influences, with hardened and professional criminals, is directly against the interests of society. Experience has shown that the courts send all classes of offenders to the same institutions, and the board should be empowered to separate them.

#### CHARITABLE INSTITUTIONS.

The State Public School at Coldwater, the School for the Blind and the School for the Deaf have also been placed under the supervision of a central board of control. The substitution of one board for three has resulted in a substantial saving of expense, and these institutions are in admirable condition and are model charities of their kind. The opportunities afforded a single board of using the knowledge and experience gained in one school for the advantage of each of the others are manifest, and comparison of methods and prices of supplies assists in reducing expenses and promoting efficiency. The policy of uniting similar public institutions under one management will as surely be for the interest of each as the union of great private interests results in a common benefit. This policy having been adopted with good results should be continued and extended.

## STATE UNIVERSITY.

Our State University is first in importance among our institutions. The high standing it has attained among the great schools of the land, and the superior advantages afforded by its faculty and courses of study, result each year in an increased number of students from all parts of the country. The attendance has increased from 1,580 in 1886 to 2,400 in 1890 and nearly 3,000 at the present time. The question presents itself, shall the attendance be limited to the present capacity of the university or shall accommodations be provided for all who may desire to come? I believe the latter course to be the wise one, and that you cannot be too liberal in granting the appropriations asked by the board of regents. Their management has been careful and conservative in the past and I am confident that every dollar you may grant will be wisely used to promote the usefulness of the university.

## AGRICULTURAL COLLEGE.

The Agricultural College at Lansing is now a school of greater value and importance than is generally known even to our own people. In its early days, struggling under many disadvantages, the impression got abroad, especially among farmers, that the school was of little value to the class particularly interested in agriculture. At present no reason for such an impression exists. The college has steadily progressed and expanded until it stands at the head of this class of institutions and is one of the most practical and useful of our public schools. I commend its interests to your favorable consideration.

## STATE NORMAL SCHOOL.

The State Normal School at Ypsilanti maintains its high reputation for its special work. The school is well managed and prosperous. It is among the least troublesome of the wards of the state, and no unreasonable demands upon the taxpayers will be made in its behalf.

## MINING SCHOOL.

The Michigan Mining School at Houghton is doing good work, although, its course of study being a special one, the attendance is limited. As with all new schools time is required for its development, and a larger attendance may be expected as the advantages offered become better understood. The general public do not, perhaps, appreciate its importance as thoroughly as that of schools of general instruction, but it is one of our established institutions and should receive from the legislature a just and fair recognition.

## SCHOOL FOR THE DEAF.

The School for the Deaf at Flint is one which enlists the sympathy and good wishes of every visitor. The inmates, because of their infirmity, their bright, expressive faces, their quick intelligence and cheerful dispositions, appeal to our liberality for every advantage which can be afforded them. The special training and education furnished here enable many of

these unfortunates to become useful, self-supporting citizens, and lives which would otherwise be passed in solemn loneliness are rendered endurable and even cheerful. The school met with a great loss in the death of superintendent Monroe, who had long been a faithful and beloved teacher but his place has been supplied by one who brings the best credentials, and the management is in all respects admirable.

#### SCHOOL FOR THE BLIND.

The School for the Blind at Lansing is the least expensive of our charitable institutions. The unfortunate inmates, especially the young, appeal strongly for every provision by which a christian society can lighten their misfortune. The school is under the supervision of a kind matron and an intelligent superintendent, and deserves your favorable attention.

#### STATE PUBLIC SCHOOL.

The State Public School at Coldwater is the refuge of the neglected children and waifs of the state. They are infants and young children whose only offense is their existence, and who are there cared for by kind hands until homes can be found for them in respectable families. Humanity demands this work and it is done at this institution as tenderly as in the homes of more fortunate boys and girls. The school is prosperous and doing good work, and I can suggest nothing better for its interests than that it be continued, together with the School for the Deaf and the School for the Blind, under the management of the central board of control.

#### STATE PRISON.

The most important of our penal institutions is the State Prison at Jackson. The position of warden is a very responsible one, because of the character of the inmates and the magnitude of the interests under his supervision. The state is fortunate in the present incumbent, whose administration has been a marked success. In the past two years, for the first time in its history, the prison has paid its own running expenses, and in addition has earned a handsome revenue for the state. A new cell block has been completed and occupied, new shops, new walks, and a new wall have been built, and many other improvements made. Discipline has been maintained, the inmates have been well fed and otherwise provided for, and the general condition of the prison is highly satisfactory. The report of the warden is a concise statement of what has been accomplished and contains many practical and valuable suggestions. In the management of a great penitentiary it is a condition and not a theory which must be met, and it is the practical man who will succeed.

#### HOUSE OF CORRECTION AND REFORMATORY.

The State House of Correction and Reformatory at Ionia was found to be in need of extensive renovation and repairs. The existing contract for the output of the prison, as well as the general condition of the whole yard and plant, was unsatisfactory to the board of inspectors, but by unremitting attention on the part of the board and the warden a great improvement



has been made. Extensive repairs have been made, new machinery put in operation, and the institution is now a credit to the state. The discipline and management are highly commended by the Board of Corrections and Charities and all who are interested in prison morals. All these improvements have cost money, and financially the returns to the state suffer in comparison with the state prison, but the foundation is now laid for better results in the future.

#### MARQUETTE PRISON.

The Branch of the State Prison at Marquette has a fine modern building, and its fittings and accommodations are of the most approved character. Considering the increased cost of supplies in the upper peninsula, the administration has, perhaps, been fairly economical, but there exists no good reason for its continuance as a prison. All its inmates could easily be accommodated at the other prisons at far less expense. There is little probability that it will be needed as a prison for years to come. It would, therefore, be wise to discontinue the maintenance of prisoners there at unnecessary expense, and to utilize the building for some other purpose.

#### ASYLUM FOR THE CRIMINAL INSANE.

The new building of the Asylum for Criminal Insane at Ionia has lately been completed, and is now in use. Under the very competent management of the medical superintendent and board of inspectors this institution is fulfilling its mission in a satisfactory manner. Notwithstanding the dangerous character of the inmates, order and quiet are maintained in the halls, and all is done that can be for their comfort and welfare.

#### REFORM SCHOOL.

The value of the Reform School at Lansing is apparent when we consider the large number and youthful character of its inmates, and the fact that ninety per cent of them are reclaimed from evil habits and tendencies, and become useful citizens of the state. A visit to the school, where one can look those four hundred boys in the face, impresses one with the value and importance of this reformatory work. The late superintendent having declined to remain at the present salary, the state was fortunate in securing the present superintendent, under whose management the high efficiency of the school has been maintained at a reduced expense. I especially ask your attention to the report of the superintendent and the suggestions therein made.

#### INDUSTRIAL HOME FOR GIRLS.

The Industrial Home for Girls at Adrian, is the counterpart of the Reform School and is doing good work in reclaiming wayward and vicious girls. The new school building is completed and in use, the buildings are ample for all the needs of the institution, and the present superintendent is admirably qualified for her position.

#### MICHIGAN ASYLUM FOR THE INSANE.

The Michigan Asylum for the Insane at Kalamazoo, maintains its reputation and efficiency. It has an able and efficient board of trustees, devoted

to their work, and a superintendent whose services are of the highest value. The inmates number a thousand, but with the completion of the new cottage all are comfortably provided for. I am impressed with the desirability of the cottage system and farm attachment for our asylums. Only a small percentage of our insane require confinement in wards. The majority are better with the freedom of cottage and farm, and the system allows classification which should be made general. I find the general condition and management at Kalamazoo highly satisfactory and deserving of commendation.

#### EASTERN ASYLUM.

All that has been said in praise of the board of control, the superintendent, and the general management at Kalamazoo is equally true of the Eastern Asylum at Pontiac. The perfect order and discipline which prevail were demonstrated at the time of the fire which destroyed the north wing of the asylum building. Too much praise cannot be given the officers and attendants for their successful efforts to prevent loss of life and property. The board of trustees used the surplus funds of the asylum to restore the building, and the incident demonstrates the value of such a fund for use in case of emergency. The appropriations which this board will ask may safely be granted.

#### NORTHERN MICHIGAN ASYLUM.

Of the Northern Asylum at Traverse City I regret that I cannot speak from personal observation. No criticism of the management has reached me, which fact is the best proof that none is justified. In leaving this class of our public charities I repeat my conviction that further additions to the accommodations at the asylums should be in the direction of the cottage system, both on the score of economy, and for the welfare of the inmates. Power should also be given the board of trustees to classify their population and exchange inmates from one asylum to another.

#### SOLDIERS' HOME.

I am glad to say the Soldiers' Home at Grand Rapids is now in a satisfactory condition, externally, internally, and financially. The board and the commandant are working harmoniously and the inmates are well contented.

#### HOME FOR THE FEEBLE-MINDED.

Michigan lacks one institution to complete her system of state charities, namely, a home for the feeble-minded. No special provision has been made for the care of this class of unfortunates, and they are to be found in our poorhouses, our asylums, and our state schools. The presence of feeble-minded children and epileptics among the youthful inmates of the Reform School and the Industrial Home is detrimental to the welfare of the others, and the law does not contemplate their admission, but they are sometimes received before their condition is known, and it is estimated that there are now nearly two hundred in our various institutions, and there are many others throughout the state. They are everywhere recognized as proper subjects for public charity, and the state should provide a

suitable home for their reception. The need of such an institution is so manifest that its establishment could not fail to receive popular approval.

#### GEOLOGICAL SURVEY.

I invite special attention to the report of the State Board of Geological Survey, now laid before the legislature for the first time in twelve years. It contains matter of public interest which cannot here be discussed in detail, but if you care to learn what has become of an annual appropriation of eight thousand dollars, continued through twenty years, from which few of our people have received any benefit, the information is there furnished. I trust the recommendations therein made will meet your approval, especially that relating to the Commissioner of Mineral Statistics, whose duties could better be performed by the state geologist or one of his assistants. The geology of our state is of large interest to our citizens, and the subject, as it now stands, calls for heroic treatment. The survey should either be abandoned, or provision made for its early completion.

#### WORLD'S COLUMBIAN EXPOSITION.

The board of World's Fair managers have drawn but \$40,000 of the \$100,000 appropriated. The State building is nearly completed and is in every way creditable. The work is so far advanced that the board are confident our State exhibit will be full and satisfactory, and I believe the sum appropriated is sufficient to cover the necessary expense.

#### GOOD ROADS.

At the late special session of the legislature I was authorized to appoint a commission who should report a plan of legislation looking to the improvement of our highways. I submit herewith the report of the commission. In their opinion no valid legislation can be enacted, under our present constitution, which will meet the requirements of modern road-making, and you will be asked to submit to the people at the next election an amendment to the constitution, which, if adopted, will enable the legislature to put in operation a general system of road improvement. The importance of this subject is attracting attention in every part of our country. Conventions are held, societies organized, and public sentiment aroused to the necessity for better roads. It is admitted on all hands that our present system, or lack of system, involves a waste of time, labor, and money, without permanent benefit, and no other question of internal policy demands greater attention at your hands.

#### STATE TROOPS.

Michigan has reason to be proud of the character, discipline, and efficiency of her state militia. Their conduct in camp, their improvement in military knowledge, and their soldierly qualities insure prompt and efficient service in case of lawlessness or domestic violence. I fully concur in the recommendations of the Adjutant General, to which I invite your attention.

#### RAILROADS.

The Commissioner of Railroads submits an exhaustive report containing much valuable information. He points out certain defects in our leg-



isolation on this important subject and makes several practical recommendations which deserve serious consideration.

#### SUPREME COURT.

The necessity for some form of relief for the Supreme Court becomes more apparent each year. So many cases are heard that it is impossible to give them proper consideration without a delay which is detrimental to the interests of those whose rights are involved. Several plans for relief are suggested by the members of the court and the bar, and some early action is desirable.

#### LIVE STOCK SANITARY COMMISSION.

The Live Stock Sanitary Commission report a healthy condition of stock throughout the state, and no serious epidemic or contagious disease has prevailed. Such diseases are always found to some extent, but by prompt attention and the slaughter of infected animals the commission have held them in check. The interest involved is large and the commission is doing good work at very small cost to the state.

#### BUILDING AND LOAN ASSOCIATIONS.

Within a few years a large number of building and loan associations have been organized and are operating in this state. More than one hundred Michigan associations, and many organized in other states are now doing business here, and their agents are diligently canvassing every section of the state. People of all classes are induced to subscribe for stock, and make small payments from time to time under an agreement that they shall be entitled to draw out a certain sum at the expiration of a fixed period. The terms offered are so advantageous that they are accepted by thousands of people. The subscribers have no means of knowing that the associations will be able to meet their obligations when the time comes, and the business has assumed such large proportions that stockholders should be protected by having the business placed under competent state supervision, so that the financial condition of these associations may be known by those who are asked to invest in them. Associations doing legitimate business would have no cause to complain of such supervision, and the people should be informed as to their responsibility.

#### LEGISLATIVE SESSIONS.

The length of recent sessions of the legislature affords just cause for complaint, and public opinion demands a reform in this respect. The legislatures of 1887, 1889 and 1891, were each in session about six months. Such lengthy sessions are not necessary, and it is in the power of any legislature to shorten them without diminishing the amount of work accomplished. There are two principal causes of the evil. One is the existing method of dealing with municipal charters, which consumes a large portion of every session in the consideration of separate bills. If our cities and villages were classified according to population, and a general charter enacted for each class, which all desiring to incorporate must accept, a great saving in labor and time would be accomplished.

The other principal cause of lengthy sessions is the practice by the

members of accepting free passes. If they were obliged to pay their own traveling expenses most members would remain at the capitol and attend to their duties, but with free transportation experience has shown that they will vote to adjourn from Friday night to Monday night, and the result is only four working days in the week. That the points mentioned are the principal causes of our long sessions is known and admitted by all who are familiar with the subject, but, as yet, no legislature has contained enough diligent and unselfish members to apply the obvious remedies. The legislature which shall enact general laws for the incorporation of cities and villages, and shall do away with the evils of the free pass system, will earn the lasting gratitude of the people.

EDWIN B. WINANS.

The following is the report of the Highway Commission submitted by ex-Governor Winans with his message:

*To the Legislature of Michigan:*

The undersigned, commissioners appointed by the Governor under the joint resolution of the 6th of August, 1892, to report to the next session of the Legislature, a plan of legislation looking to the improvement of the highways of this State, and to report as to the practicability of using convict labor in connection with such improvement, beg leave respectfully to report:

The reference embraces two subjects, both of which have received the careful consideration of the commission. In regard to the first subject, the commission is satisfied that no changes can be made by the Legislature, under the present constitution relating to highways, which would afford the ample and substantial improvement which the welfare of the State demands. The Supreme Court have construed the constitutional provisions relating to townships and township officers in such manner as to forbid any legislative action looking to a substantial improvement of the roads which shall be greater in extent than the limits of a single township. The State is forbidden to enter into any system of internal improvement, and we are, therefore, of opinion that no ample and complete improvement can be had without an amendment to the constitution. We have not, therefore, formulated a bill to be presented to the Legislature, as we do not think it wise to consider the details until the general principles shall first have been established. We have prepared, and submit herewith, a suggested amendment to the constitution, the terms of which indicate the views of the commission. We earnestly recommend to the Legislature that an amendment to the constitution, substantially in line with the one suggested, be submitted to the people of this State, to be voted upon at the next April election. If the Legislature shall submit such an amendment, and if the people shall approve it, it will take effect as soon as it be officially declared to be adopted. We may fairly presume that the Legislative session will continue long enough beyond the April election so that a bill may be constitutionally passed after such amendment. We assume that no objection could be urged to a bill introduced during the first fifty days of the session, which should lie in the hands of the committee until the question of the adoption of the amendment to the constitution should be determined. Such bill should be prepared by this commission, should the Legislature desire, or by the proper Legislative committee, as may be deemed best. We are

of the opinion that to insure good roads, built at least cost and maintained at least expense, the principal highways of a county should be under county control. In most cases the county seat is proximately the center of the county. Whether so or otherwise, it is the place to which the people of the county are often called by business affairs, and it is, ordinarily, the market town of the county. The outlying townships are interested in having good roads to the county seat. The roads they most use pass through other townships than the ones in which they reside, and over these roads, in which these outlying towns are as much interested as any in the county, they have no control, nor are they charged with any portion of the expense. If the principal highways of the county leading to the county seat or market town are under county control, and constructed and maintained at county expense, except so far as it may be deemed wise to assess locally for special benefits conferred, the expense will be shared by all interested. The market town is interested to have good roads leading to it and all the farmers and business men who have occasion to visit the central town are also interested. There will be short lateral roads connecting with these principal ones, in which laterals only the people of a particular township will be interested and the construction and care of these laterals may well be left to the people specially interested in them.

The question of imposing special taxes or assessments upon abutting farms, to be paid ratably during a period of years has been carefully considered. This plan has been in use in some of the neighboring states, some assessing the strip of country through which the improved road is to extend with its entire cost, others assessing only a portion of the cost, and the balance upon the county at large. Other states have adopted the policy of making these good roads wholly at the general expense of the county. In all cases it has been found, as we believe, that the investment is a good one for all parties concerned, whether made with one mode or the other. We do not think it would be wise or just to assess the entire expense of the improved roads upon the property locally benefited. There is a general benefit, and for this the general tax should pay. The property of the market town, with good roads leading to it from every direction will be enhanced in value by the construction of these roads, and it would be only just to the farming community that the cost of this enhancement should be borne by the county in general. The limit of local assessment should not exceed one half the added value to the lands adjacent to such roads, and the remainder of cost should be a general tax.

In proposing a change from one system to another, in any matter involving the expenditure of material means, it is important to consider relative cost as well as advantage.

Very soon after the appointment of the commission circulars were issued addressed to county and township officers and others throughout the State asking for information as to the cost of maintenance of highways in the several counties. The parties to whom these circulars were addressed responded to them in many instances, giving such information as was in their possession. With the hope of securing fuller reports than were available from this source, the commission caused to be addressed to the boards of supervisors previous to the commencement of their annual sessions in October, circulars requesting information under the following heads:

1. Total valuation outside of incorporated villages.
2. Amount highway labor assessed.
3. Amount paid in labor.
4. Amount paid in money.
5. Amount returned unpaid.
6. Amount voted by town meeting or town board.
7. Amount levied by authority board of supervisors.
8. Amount whether in land or money, under special acts of Legislature.
9. Amount salary of highway commissioner.

The reports from all sources are not as full as the commission would have wished, but the more essential items so far as received, have been tabulated by the secretary as appears by the table marked "A," which is appended and made a part of this report.

The other matter referred to the commission, relates to the employment of convicts for the improvement of the highways. Assuming the term "convicts" to refer to such as have been convicted of felony and sentenced to our State Prison, we are of opinion that it would not be wise to employ such work upon our public highways. The following considerations have influenced the commission in reaching this conclusion:

*First,* Convict labor has been employed upon the highways in monarchical countries, and perhaps when thus employed has been productive of good results. The principal employment has been in the breaking of stone, but with the improved machinery now in use for that purpose there would be no economy. In Michigan convicts sentenced for life would have their opportunities for escape greatly increased, and knowing that no additional punishment could be inflicted upon them, would not hesitate to avail themselves of the opportunities however closely guarded. If worked with a ball and chain the demoralizing spectacle would be abhorrent to every citizen. Necessarily others must labor with them and direct their labors, and the effect upon the common mind would be to make labor appear to be degrading. Labor thus employed would be associated with crime and criminals. We think, in this country, under our institutions, all labor is honorable, and there should be nothing done, under the sanction of law, which might have a tendency to make it appear otherwise. If the ball and chain were not adopted, the rifle would be in constant use to prevent escape, and the lives of the guards would be in constant danger unless the guards were in such force as to prevent being overpowered. Then these convicts must be housed and guarded at night as well as by day during rainy weather when work could not be done upon the highways, and we believe the expense of all these preparations and precautions would exceed the value of the labor performed. In monarchical countries, where rulers claim divine right, it is thought wise for the government to give exhibitions of its power to its subjects, and such exhibition would be given by the employment of convicts guarded by soldiers and before the eyes of the public continuously. A government like ours, based upon the will of the people, would not strengthen itself in the love and respect of the people by any such exhibition. A system of working convicts upon the highways would promise better results in the southern states, where the climate is less rigorous, and where the expense of keeping convicts, when not at actual labor would be much less than here, and yet, so far as we can learn, all the states in the south where this has been tried, have either abandoned it entirely or have confined it to those convicted of petty offences, tramps and vagrants, who would have less motive to escape than convicted felons.

All public exhibitions of brutality tend to make the people brutal. This is a principle so well established by the experience of the past as to require only illustration. Executions for capital offenses are no longer public; whippings at the post have been abolished, and the placing of prisoners or convicts in stocks, would justly now be considered an act of barbarism. The brute force necessary to keep these convicts at labor and to prevent their escape we think would be in its influence demoralizing to the people.

Dec. 2, 1892.

Respectfully submitted,

WM. L. WEBBER,

R. GOODRICH,

JAS. H. KINNANE,

*Highway commission.*

#### AMENDMENT TO THE CONSTITUTION.

The Legislature may provide for the laying out, construction and maintenance of state and county and township roads, and may provide that any road heretofore laid out shall be a state or county or township road. State roads shall be made and maintained at the expense of the State; county roads shall be made and maintained at the expense of the county. The State may aid counties with money or credit. All such aid shall be repaid to the State by the county with four per cent interest. The cost of making or maintaining roads may be paid in whole or in part by assessment on property benefited, not exceeding one-half of such benefit. Private property may be taken for roads upon compensation to the owners. State roads shall be under such control as the Legislature may provide. County roads shall be under the control of a board of five commissioners, not more than three of whom shall belong to any one political party, to be appointed by the board of supervisors of the county. For the construction and maintenance of county roads the commissioners may provide for an annual tax not exceeding two dollars and fifty cents upon each one thousand dollars valuation of the assessment roll of the county for the preceding year. No county shall incur any indebtedness or issue any bonds for the construction or maintenance of county roads, except upon a vote of two-thirds of all the supervisors elected, and then to be approved by a majority vote at any general or special election; nor shall any such indebtedness at any time exceed five per cent of the valuation of the county upon the last preceding assessment roll. The Legislature may modify, change, or repeal the powers and duties of the township commissioner of highways and overseer of highways. The Legislature may pass all necessary laws to carry this amendment into effect.

WM. L. WEBBER,

R. GOODRICH,

JAS. H. KINNANE,

*Highway commission.*

#### SCHEDULE "A."

Following is the table referred to in the report of the Highway Commission.

With a view to greater clearness in analysis, the table is divided into three groups, the first embracing all counties north of a given line from



which reports were received; the second embracing counties south of that line, but such as may be classed as newer counties, and the third embracing such of the central and southern counties as may be regarded as fairly improved:

| Counties.           | Assessed valuation. | Highway labor assessed. | Township money tax. | Levied by board of sup'rsors. | Total.  | Amount to each \$100 valuation. |
|---------------------|---------------------|-------------------------|---------------------|-------------------------------|---------|---------------------------------|
| <b>Group No. 1.</b> |                     |                         |                     |                               |         |                                 |
| Alcona .....        | \$880,470           | \$6,414                 |                     |                               | \$6,414 | \$0 72.8                        |
| Alger .....         | 1,688,556           |                         | \$8,442             |                               | 8,442   | 49.9                            |
| Charlevoix .....    | 2,851,886           | 11,759                  | 1,725               |                               | 13,484  | 57.8                            |
| Delta .....         | 1,514,628           |                         | 9,294               |                               | 9,294   | 61.0                            |
| Emmet .....         | 1,961,817           | 10,977                  | 6,645               |                               | 16,982  | 86.5                            |
| Gorebio .....       | 5,026,802           | 12,213                  |                     |                               | 12,213  | 24.2                            |
| Iosco .....         | 2,000,000           | 2,866                   | 7,055               |                               | 99,921  | 49.8                            |
| Keweenaw .....      | 2,143,018           |                         | 8,066               |                               | 3,066   | 14.3                            |
| Leelanaw .....      | 1,632,723           | 5,163                   | 280                 |                               | 5,893   | 52.2                            |
| Manistee .....      | 5,000,581           |                         | 7,223               |                               | 7,223   | 14.4                            |
| Marquette .....     | 6,585,000           |                         | 17,416              |                               | 17,416  | 26.4                            |
| Missaukee .....     | 2,508,029           | 12,914                  | 2,292               |                               | 15,206  | 60.7                            |
| Otsego .....        | 2,000,000           | 6,089                   | 2,620               |                               | 8,709   | 43.5                            |
| Presque Isle .....  | 1,250,000           |                         | 6,408               | \$1,000                       | 7,408   | 59.2                            |
| Roscommon .....     | 790,889             |                         | 2,505               |                               | 2,505   | 34.2                            |
| Wexford .....       | 2,100,147           | 11,633                  | 5,075               |                               | 16,708  | 79.5                            |
| <b>Group No. 2.</b> |                     |                         |                     |                               |         |                                 |
| Alpena .....        | 3,210,000           | 3,705                   | 3,109               | 3,105                         | 9,964   | 31.0                            |
| Arenac .....        | 807,056             | 4,171                   | 3,512               | 1,000                         | 8,713   | 107.9                           |
| Clare .....         | 1,545,470           | 7,674                   | 1,654               |                               | 9,328   | 60.2                            |
| Gratiot .....       | 7,496,845           | 16,000                  | 12,295              |                               | 28,295  | 37.7                            |
| Huron .....         | 5,461,079           | 22,672                  | 13,901              |                               | 36,573  | 66.9                            |
| Isabella .....      | 2,265,000           | 9,456                   | 3,410               | 575                           | 13,441  | 59.4                            |
| Lake .....          | 1,266,218           | 6,831                   | 2,081               |                               | 8,912   | 66.1                            |
| Mason .....         | 1,920,952           | 9,600                   | 5,950               | 11,222                        | 26,772  | 139.2                           |
| Mercola .....       | 2,318,265           |                         | 5,268               |                               | 5,268   | 22.7                            |
| Midland .....       | 1,521,730           | 88,004                  | 3,849               | 750                           | 12,603  | 82.8                            |
| Muskegon .....      | 2,593,570           | 7,417                   |                     |                               | 7,417   | 29.6                            |
| Newaygo .....       | 3,865,000           | 18,004                  | 5,441               | 500                           | 23,945  | 71.1                            |
| Oceana .....        | 4,000,000           | 4,958                   | 3,597               |                               | 8,555   | 21.4                            |
| Osceola .....       | 2,728,710           | 14,582                  | 4,817               |                               | 19,399  | 70.9                            |
| <b>Group No. 3.</b> |                     |                         |                     |                               |         |                                 |
| Allegan .....       | 18,264,172          | 18,542                  |                     |                               | 18,542  | 13.9                            |
| Clinton .....       | 15,881,169          |                         | 13,325              |                               | 13,325  | 86.6                            |
| Ionia .....         | 14,901,163          | 15,063                  |                     | 1,000                         | 16,063  | 10.7                            |
| Kalamazoo .....     | 8,734,278           | 10,913                  | 3,740               |                               | 14,653  | 16.7                            |
| Livingston .....    | 12,873,030          | 20,000                  | 4,850               |                               | 24,850  | 19.3                            |
| Ottawa .....        | 6,999,464           |                         | 7,193               |                               | 7,193   | 10.2                            |
| Saginaw .....       | 9,385,907           |                         | 12,695              | 9,331                         | 22,026  | 23.4                            |
| St. Clair .....     | 9,885,000           | 13,782                  |                     |                               | 13,782  | 13.9                            |
| St. Joseph .....    | 13,691,042          |                         | 7,675               |                               | 7,675   | 56.6                            |
| Tuscola .....       | 10,000,000          |                         | 14,719              | 700                           | 15,419  | 15.4                            |
| Van Buren .....     | 10,938,584          | 19,982                  | 16,738              |                               | 36,720  | 33.6                            |

Unquestionably there are many many elements of uncertainty in the comparative figures as presented. There are two principal items of cost under the present highway system, viz: The highway labor assessed by the commissioner and the money tax levied in townships. In many cases but one of these items is reported. Again, in many cases, the total assessed valuation as given in the first column includes cities and incorporated villages as well as personal property, whereas the cost of highway maintenance in farming communities should be properly made to divide on the value of farm lands, in order to show actually or proximately the cost of maintenance under the present system.

In Alger county, as shown by the table, the apparent annual cost is fifty cents to each one hundred dollars of valuation. In this county the information is to the effect that no labor tax is assessed, the highways presumably being worked on the money system. The same is apparently true also of some of the other counties in the upper peninsula. In Charlevoix county, from which the reports are fairly full, the ratio is fifty-seven cents and three mills to each one hundred dollars. If we regard Delta as working on the money system her percentage is sixty-one cents. Of other counties in this group, whose reports are the more full, Emmet shows eighty-six cents and five mills, Iosco forty-nine cents and six mills, Leelanaw fifty-two cents and two mills, Missaukee sixty cents and seven mills, Otsego forty-three cents and five mills, and Wexford seventy-nine cents and five mills. The averages for these nine counties are not so widely variant, but that they may be regarded as approximately correct, the general average being sixty cents.

In group No. 2, the highest percentages of any in the whole table are found in Arenac and Mason counties. In the former a special levy of one thousand dollars by the board of supervisors goes far to swell the percentage on a low aggregate assessment, while a similar special tax of \$11,222 in Mason county explains the high percentage there. Taking ten other counties in this group from which the reports are the more full, the highest percentage is eighty-two cents and eight mills, and the lowest twenty-one cents and four mills, or a general average of fifty-six cents and seven mills.

In group No. 3, the only counties from which reports have been received upon which a fair average can be computed are Kalamazoo, Livingston and Van Buren. But the returns from Kalamazoo embrace but twelve townships out of sixteen in the county, and the item of \$20,000 highway labor tax in Livingston is an estimate. With reference to Kalamazoo, however, it may be said that the partial returns represent strictly rural townships in a county largely made up of plains and prairies, over which the task of roadmaking is comparatively light, so that the percentage here is less than that of any other locality furnishing full reports. Taking the three counties together the general average is twenty-two cents and nine mills.

The reports as to the amounts paid highway commissioners are but meager. The highest sums reported are \$1,546 from Huron county, \$828 from Missaukee county, and \$2,604 from Van Buren county. This item, together with fees of township clerks and township boards when acting on highway matters, should be added to the aggregate cost of highway maintenance.

The grouping shows the highest percentage in group No. 1 and the lowest in group No. 3—a very natural showing that needs no comment or explanation. It will be noticed, however, that none of the counties show a percentage equalling the statutory limit of one-half day (fifty cents) of highway labor on one hundred dollars of valuation, and fifty cents money tax on one hundred dollars valuation, except in those counties where a special tax is levied.

The items as to the amount of highway labor performed as proportioned to the amount assessed, the amount commuted for, and the amount returned unpaid, may be briefly summarized. In the older counties the highway labor tax is very generally paid in labor, but little being commuted for, and but little returned, as the tax is mostly against residents. In the newer counties the resident tax is also paid in labor, but there being much non-

resident land, much of the labor tax is returned unpaid. On the other hand, some of the counties report considerable amounts paid in commutation, but whether on non-resident lands or by mill owners and lumber men occupying sites within the districts, it is unimportant.

S. B. McCRACKEN,  
*Secretary to the commission.*

*Lansing, Dec. 2, 1892.*

I am also instructed to transmit the following message of the incoming Governor, Hon. John T. Rich, this day delivered to the two houses in joint convention.

*Gentlemen of the Senate and House of Representatives:*

In compliance with the time honored custom I respectfully submit for your consideration the following suggestions and recommendations:

#### GOOD ROADS.

This important question is now attracting widespread attention. Its importance can hardly be overestimated.

In these days of sharp competition farmers cannot afford to stand a four months' mud embargo on the getting of their products to market, nor can they afford to take one-half the weight they would with good roads at other times. What is true of farmers is true of all who do business with farmers, or have occasion to use the roads either for business or pleasure.

My predecessor, in his inaugural address, strongly recommended that some action be taken for the improvement of the highways, which took form in the appointment of a highway commission, whose report will be laid before you, and of which I ask your careful consideration. While it is possible you may not conclude to adopt all the recommendations made by the distinguished members of the highway commission, yet it is hoped that the information given and the recommendations made will result in such constitutional amendments and legislative enactments as will, in the immediate future, result in good country roads.

#### THE MINER BILL, SO-CALLED.

The last legislature passed a law for the election of presidential electors by single districts, instead of, as formerly here, and the almost universal custom elsewhere, on the general ticket. In the early history of the country this plan was practiced to a considerable extent, but gradually gave way to the plan of electing all on the general ticket. One of the reasons claimed for the discontinuance of the district system was that it gave the state no standing in the national councils, and it certainly does have this effect. Michigan now has fourteen votes in the electoral college, or one-sixteenth enough to name the president, which gives us a commanding position in the nation, but if five belong safely to one party and six to the other, then there are only three to contend for, and it reduces our influence in the ratio of 14 to 3. Whatever may be the merits of the district system, in the abstract it should be adopted in all the states or none. This act has been construed by the highest judicial tribunal in the land to be constitutional, notwithstanding the universal practice of sixty years to the contrary. It is not for me to question either the correctness or wisdom of this decision, but my attention has been called to a great



danger which may arise from this decision in thus conferring almost unlimited control over this matter on the legislature, and to such other persons or boards as they may delegate this power to. Hon F. A. Baker, one of the eminent counsel employed in this case before the supreme court, believes that the legislature has power to declare the elector and alternate elector for president and vice-president in those districts where they are not in accord with the majority of the people of this State, as shown by the votes cast at the last election, vacant, and to provide for the filling of these vacancies by men in accord with the majority of the people. If this can be done, and should be done, so that the Michigan electors should all cast their votes in accordance with the dominant party in the State, it could make no possible difference in the result of the election of November 8, 1892, nor be of any partisan advantage to either party, but I desire to call your attention to the danger that may confront us in the near future, and recommend that some action be taken with a view to induce congress to provide some safe and fair method of electing president and vice-president. It is a matter which should receive your careful consideration.

#### ELECTION LAW.

The present election law is a great improvement over the one in force previous to its enactment, but I would respectfully recommend that in order to secure greater accuracy and remove opportunity for fraud, a law be passed providing for a separate board for counting the ballots; that the boxes be changed in the middle of the forenoon, at noon, and in the middle of the afternoon; that as soon as the count of the first box is completed it shall be the duty of the canvassing board to put up in public view a bulletin showing how the vote stands, and as soon as the several boxes are counted have the result bulletined at once. When the polls close there will be but few votes to count, and by six o'clock, the result can be known, and as the result of the vote up to three o'clock has already been made public, there is little opportunity for mistakes or deception. The board canvassing during the day, without having been exhausted by a day's work as inspectors of election, is of itself a guaranty of fewer mistakes and greater accuracy in ascertaining the result, and as it will inspire confidence it will reduce the number of demands for recount, with the expense and hard feeling engendered, in which the defeated candidate and party invariably charge fraud. The expense would be but little, if any, greater with two boards than with one, because the work would all be done in one day, for which under the present law usually two days' time is paid for.

If the state canvass is made on the third Monday in November, instead of the second Monday in December, it will tend to accuracy as well as an early settlement of the election. \*

#### EXPENSES OF CANDIDATES.

Section 43, act No. 190, laws of 1891, 5th sub., reads as follows: "To contribute money for any other purpose intended to promote an election of any particular person or ticket, except for defraying expenses of printing and the circulation of hand bills and other papers previous to any such election, or for conveying sick or infirm electors to the polls."

Now, one of the surest ways to secure the observance of any law is to make it consistent and reasonable. There can be no valid or reasonable objection to the public discussion of political questions which interest the people. To do this halls must be hired and some speakers paid. To do this, party committees are necessary, and it seems wise to recognize them and specify for what objects money may be contributed by candidates or others, and require them to report for what such expenditures have been made. All this is now done by the committees of all parties under the item of printing and circulating documents. It seems better to permit all legitimate objects and then enforce the law against bribery and improper inducements to vote or to refrain from voting with vigor and impartiality.

#### STATE WORLD'S FAIR MANAGERS.

The last legislature appropriated \$100,000 to pay the expense of making an exhibit of the various manufactures and products of the state of Michigan at the World's Columbian Exposition, under the direction and superintendence of a board created by the same act, and known as The Board of World's Fair Managers for the state of Michigan.

This board consists of six members, the Governor ex officio, and a secretary, who have proceeded under the provisions of the act to erect a state building on the grounds, and to make appropriations for an exhibit of the products of the farm, factory, forest and mine. They can do certain things with the amount already appropriated, make our people comfortable while there, and make a fair exhibit. There are, however, certain interests, notably the vast live stock interests of this state, that will not be represented as they should be without a small additional appropriation. This interest is a very important one to the state, and should be encouraged. The expense of exhibiting there is very large, and few men can afford to exhibit on their own account. Unlike a manufacturer, who is advertising for the sale of an unlimited stock, breeders are in the nature of things advertising a very limited stock, and yet in the aggregate it is an immense interest in the state. The board will submit an account of their expenditures, and an itemized estimate of the amount yet needed to do justice to our citizens and to keep our state up with her sister states at this exhibition, when the representatives of the nations of the earth will be present to view us and make comparisons. I recommend the appropriation of such an amount, under proper safe-guards, as may be needed to carry out these objects.

#### INSTITUTIONS.

Michigan now has seventeen state institutions.

Educational: University, Agricultural College, Normal School and Mining School.

Charitable: Michigan Asylum for Insane, Kalamazoo; Eastern Michigan Asylum for Insane, Pontiac; Northern Michigan Asylum for Insane, Traverse City; Michigan Asylum for Insane Criminals, Ionia; Michigan School for Deaf Flint; Michigan School for the Blind, Lansing; Michigan State Public School, Coldwater; Michigan Soldiers' Home, Grand Rapids.

Reformatory: State Prison, Jackson; State House of Correction and Reformatory, Ionia; State House of Correction and Branch of State

Prison, in Upper Peninsula; Reform School for Boys, Lansing; Industrial Home for Girls, Adrian.

These institutions, with their millions of permanent investments, and the large amount which is appropriated by the Legislature for their maintenance speak highly for the people of this State, who have so generously contributed of their means for educational institutions which stand second to none in the country. No state or country ever dealt more generously by the unfortunates within her boundaries than has Michigan. Her prisons and reformatory institutions are abreast of the times.

Notwithstanding this almost unparalleled provision for the unfortunate, further provision in some directions is urgently needed now. The present accommodations for insane are inadequate to meet the demands of this unfortunate class, and it will become your duty to provide additional accommodations for their care. The feeble minded and epileptics should also be provided for.

While additional accommodations for the classes just noted are urgently needed, we have a surplus of prison room, nor is it probable we shall need it all for some time to come. The question whether the inmates of the Upper Peninsula Prison may not be transferred to the other prisons and this establishment at Marquette transformed into an asylum for the insane is worthy of your consideration. Besides, the saving in remodeling this building instead of building another is the reduced cost of keeping prisoners when there are several hundred over that where but one hundred are kept is an important item. Then, if the prison at Marquette is to be continued it will soon be necessary to have shop room and machinery in order to employ her inmates. This is already provided at Jackson and Ionia.

These institutions are all needed, and are worthy of the care and support of the people of the state. But they are at the same time a numerous, expensive and increasing family, demanding the support of the state. Their numbers increase from year to year, and those established are growing in population and their needs are increasing. While every absolute need should be supplied, yet, in view of their numbers and multitudinous wants the same care should be exercised in making appropriations for their support that a practical man would exercise in his own business, so that a dollar in value is received for every dollar expended. Things not absolutely needed may safely be postponed until they are needed. In other words, it is not necessary to finish them all this year, as others will come after us to care for their needs as they arise.

For many years the government and control of our institutions has been by boards for each institution, who have either served gratuitously or for a moderate per diem compensation when actually employed in the performance of their duties. In the case of the regents of the University and the state board of education a constitutional provision prescribes their powers and duties and fixes their compensation. During the more than fifty years this system has been in operation in the state each year has given additional evidence of the wisdom of our predecessors in establishing it. Two years ago the law was changed, and all the institutions, except the asylums for insane, were placed under the charge of two boards. This system has been on trial but two years, and it is claimed by its advocates that it has not had a fair trial. That there is some force in this claim I do not deny. The boards are now composed of some of the very

best citizens of the state, who have given their best efforts for the benefit of the inmates of the institutions under their control.

Now, as to the benefits derived from the change. After paying the salaries there has been no saving in expense of supervision. I have not been able to learn of anything done by the new board for the benefit of the institutions or their inmates that could not or would not have been done by the old boards, and in the nature of things they could not be as familiar with the control and management of the several institutions as the old boards would with the one institution. I think a system of boards whose members serve without compensation except expenses has more to recommend it than any other. Experience has shown that members become acquainted and interested in the institution under their charge, and they give the matter a painstaking care which cannot be purchased with money, and is second only to their interest in their own family and home affairs.

In view of the number of institutions and their liability to loss or damage by fire I respectfully recommend that provision be made to meet such an emergency without calling the legislature together, by providing that the Governor and Board of Auditors can authorize the repair or rebuilding of any such institution, and providing the necessary means therefor. This is the more necessary from the fact that the state carries no insurance. In the case of the damage to the Eastern Asylum the board was able to rebuild on account of surplus earnings on hand. But for this it would have been necessary to have called the legislature together. Had the loss occurred to any other institution an extra session of the legislature would have been unavoidable.

Since the adjournment of the legislature the Supreme Court has decided that the indeterminate sentence law is unconstitutional. The same act included the parole law. Among those most experienced in the management of prisons these two features are considered absolutely essential to successful prison management, the theory laid down being that for the commission of crime a minimum amount of punishment should be imposed by the court, and this no power should be given to reduce or mitigate. After that a less rigorous imprisonment depending on the behavior of the prisoner. Then if employment can be found he may be released on parole and receive his final discharge in advance of his maximum sentence, as is now done by what is known as good time. But all advances, paroles and discharges should depend entirely on the prisoner's action, and never on outside influence. The prisoner should learn that it all depends on his own acts and behavior, and in short give the prisoner some inducement to reform. Then as he is released under restraint and furnished employment he is much less likely to start anew on a course of crime than if suddenly released without employment, an object of suspicion, in many cases crime being his only course. It is hoped that some means may be found by amending the constitution or otherwise so that these systems may be again put in operation in the state. The law ought also to be so amended as to require a grading of prisoners in accordance with their offense and conduct.

#### INSPECTION OF OIL.

The law passed by the last legislature changing the method of inspection of illuminating oil has not reduced the price to consumers, but has impaired its illuminating qualities, and the loss of much property and some

lives are directly traceable to its use. As a large majority of our people are dependent on its use for lighting purposes, it is hoped that no time will be lost in providing such a test as shall make it safe for use, and at the same time give it greater illuminating power.

#### TAXATION OF RAILROAD COMPANIES.

We have in our state a few railroads which were pioneers of their kind and were granted special charters with special privileges. They are today among the most prosperous of our great system of railroads. They have contributed much to the growth and prosperity of our state, and have reaped a golden reward therefor. They have now become an aristocracy or privileged class of railroads, both as to rates charged and taxes paid. This condition is unjust to the general law roads, and unjust to the people of the state. A state is no more justified in a breach of contract than an individual, but in some instances the railroads have themselves broken the contract, and when this has not been done the charters themselves provide a means for their repeal. It only needs to be stated that railroads, like individuals, should be governed by the same laws, and be subject to the same burdens, for the support of the government. I trust this question will receive your early and careful attention.

#### QUARANTINE.

It is not unreasonable to expect a visitation of cholera to this country during the coming year. Several of the main lines of railroad run through this state, and the increased travel from the old country to the Columbian Exposition will menace the danger to the people of this state. The necessary legislation should be enacted to place unquestioned authority in the hands of some state authority for effective quarantine, and at the same time not unnecessarily interfere with travel and business. An amount sufficient to carry out the provisions of such an enactment should also be made.

#### STREET AND HIGHWAY CROSSINGS OF RAILROADS.

The increase in number and speed of trains and the increase in the amount of travel on our streets and highways make the need of some more adequate protection at these crossings more important. The Commissioner of Railroads is authorized to order gates and flagmen at such crossings as he may deem necessary. This is a difficult and delicate task, and by far the most responsible duty which the Commissioner of Railroads is called upon to perform. All grade crossings are dangerous. The expenses involved prevents ordering gates to all crossings, and it is a very delicate question to determine just where a crossing has become dangerous enough to require protection, and in any event the system is an expensive one to railroad companies and by no means provides for anything like absolute safety. The commissioner is also authorized to order bridges, but there is no means to provide for the damage done to adjoining property when the approaches extend beyond the right of way of the railroad company.

In some of our larger cities there is now an urgent demand for some means to avoid the danger, annoyance and delay incident to these grade crossings. It would seem that the time has come when some provision



should be made by law for the separation of the grade of streets or highways and railroads which should have in view the gradual but final abolition of grade crossings of streets or highways and railroads. Such a law would be in the interest of true economy in maintenance and operation on the part of railroads, and a saving of time, annoyance and life and limb on the part of the people.

You are intrusted with the vast responsibility of legislating for two and a quarter million of people. It is for you to determine what laws shall be passed for their government and control, how much and for what purpose money shall be appropriated, and who shall be the representative of this great commonwealth in the highest legislative body in the world for the next six years. All these duties are important to yourselves and those you represent. As the representatives of as intelligent, energetic and business-like a people as there are in the world I believe your work will be done in such a manner as such a people do their private business, promptly, intelligently, thoroughly, and with that wise economy which prudent business men exercise in their own affairs.

JOHN T. RICH.

Very respectfully,

LEWIS M. MILLER.

*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 10, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That Mrs. M. Adele Hazlett be appointed Postmistress and Mrs. Adelaide G. Mosher be appointed Assistant Postmistress of the Legislature;

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

#### NOTICES.

Mr. Fleshien gave notice that at some future day he would ask leave to introduce

A bill to amend section 2 of act No. 221 of the public acts of 1861, the same being compiler's section 8662 of Howell's annotated statutes of 1882.

Mr. Fleshien gave notice that at some future day he would ask leave to introduce

A bill to legalize and make valid certain township bonds issued by the township of Pickford in the county of Chippewa, on the 22d day of October, A. D. 1889.

Mr. Fleshiem gave notice that at some future day he would ask leave to introduce

A bill to authorize railroad companies whose roads are situate in the Upper Peninsula to lease, sell or convey their property and franchises to any other railroad company, and to lease and purchase the property and franchises of other companies.

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to provide for the incorporation of the senate and local clubs of the Happy Home clubs of America.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to repeal an act entitled "An act to provide for a central board of control which shall have management and control of the State Public School, at Coldwater, the Michigan School for the Blind, at Lansing, and the Michigan School for the Deaf, at Flint, to prescribe the powers of said board, to abolish the present boards of said institutions, and to repeal all laws inconsistent with the provisions of this act," approved June 26, 1891; to subject said institutions to the provisions of chapters forty-four, forty-five and fifty of Howell's annotated statutes, and the acts amendatory thereof respectfully; to declare vacant the memberships of the boards of control of said institutions, and to provide for the appointment of boards of control for the same.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to amend chapter 13 of Howell's annotated statutes for the year 1882, entitled "State institutions and regulations relating thereto," by adding three new sections thereto which shall be known as sections 10, 11 and 12, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to repeal an act entitled "An act to provide a State board of inspectors who shall perform the duties now performed by the advisory board in the matter of pardons and who shall have the complete management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Criminals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing and the Industrial Home for Girls at Adrian, and to abolish all existing boards and to annul all existing appointments," approved June 17, 1891; to subject said advisory board and said institutions again to the laws applicable thereto, to declare vacant the membership of said advisory board and of the boards of control of said institutions and to provide for the appointment of boards of control for the same, and said advisory board.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to amend section 20 of chapter 50 of Howell's annotated statutes for the year 1892, relating to the State Public School, being compiler's section 1980 and sections 11, 14, 15, and 18 of chapter 50 of Howell's annotated statutes for the year 1890, relating to the State Public School, being compiler's sections 1972, 1975, 1976, and 1978.

## MOTIONS AND RESOLUTIONS.

Mr. Hopkins offered the following resolution:

*Resolved*, That rule No. 16 of Senate Rules be amended by adding a committee on elections and a committee on taxation.

The question then being upon the adoption of a resolution,

On motion by Mr. Weiss,

The resolution was referred to the committee on rules and joint rules.

Mr. Turnbull offered the following resolution:

*Resolved*, That the special committee heretofore appointed in reference to the contest of the Hon. A. Orin Wheeler against the Hon. E. T. Mugford be increased to five members by adding two more members thereto, and the President appoint said additional members;

Which resolution was adopted.

Mr. Fox offered the following resolution:

*Resolved by the Senate* (the House concurring), That the Governor be and is hereby authorized to appoint an executive messenger;

Which resolution was adopted.

Mr. Fox offered the following resolution:

*Resolved by the Senate* (the House concurring), That the folding beds now in use in the State Capitol be disposed of by the State board of auditors and the proceeds be turned back into the treasury.

The question being on the adoption of the resolution,

On motion of Mr. McLaughlin,

The resolution was referred to the committee on supplies and expenses.

On motion of Mr. Fleshiem,

Senator Doran was granted leave of absence for the day.

## INTRODUCTION OF BILLS.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 2, entitled

A bill to prohibit the granting of free transportation and special privileges by corporations organized under the laws of this State, to executive, legislative or judicial officers thereof, or their appointees, and the acceptance of the same by said officers, and to provide suitable penalties therefor.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 3, entitled

A bill to repeal all of act number one hundred and eighty-six of the public acts of 1891, being an act relative to authorizing cities and villages of this State to provide for the lighting of their streets and other public places therein by means of electric or other lights.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on cities and villages.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate Joint Resolution No. 1, entitled

Joint resolution proposing an amendment to section fifteen, article four



of the constitution of this State, relative to the compensation of members of the Legislature.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

On motion of Mr. Barnard,

The Senate took a recess until two o'clock, p. m.

---

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.

A quorum present.

Mr. Pasco announced that Willis F. Sawyer, Senator-elect from the 32d district was present and moved that a committee of three be appointed to escort him to the President's desk to be sworn in;

Which motion prevailed and the President appointed as such committee Messrs. Pasco, Fleshiem and Turnbull.

The committee then conducted Senator-elect Sawyer to the President's desk where he took and subscribed the constitutional oath of office and entered upon the discharge of his duties.

Mr. Pierce, by unanimous consent, moved to reconsider the vote by which the motion of Mr. Hopkins, amending Senate rule No. 16, by adding thereto a committee on elections and taxation, was referred to the committee on rules and joint rules;

Which motion prevailed.

The question then being on referring the motion to the committee on rules and joint rules,

The motion did not prevail.

The question then recurring on the original motion to amend Senate rule No. 16, by adding thereto a committee on elections and a committee on taxation,

The motion prevailed, two-thirds of all the Senators present voting therefor.

The President then announced the following:

#### STANDING COMMITTEES.

*Agricultural College*—Messrs. Crane, French, Clark.

*Agricultural Interests*—Messrs. Garvelink, Brundage, Clark.

*Asylums for the Criminal Insane*—Messrs. Crane, Earl, Jordan.

*Asylums for the Insane*—Messrs. Sabin, Brundage, Hough.

*Banks and Corporations*—Messrs. Steel, McLaughlin, Hough.

*Cities and Villages*—Messrs. Weiss, Garvelink, McLaughlin, Fox, Mellen.

*Claims and Public Accounts*—Messrs. Jewell, Earle, Gilbert.

*Constitutional Amendments*—Messrs. Clapp, McGinley, Turnbull.  
*Counties and Townships*—Messrs. French, Pasco, Turnbull.  
*Education and Public Schools*—Messrs. Hopkins, Steel, Jordan.  
*Engrossment and Enrollment*—Messrs. Pierce, Brundage, Hough.  
*Executive Business*—Messrs. Garvelink, Sabin, Morrow.  
*Federal Relations*—Messrs. McLaughlin, Fleshier, Jordan.  
*Finance and Appropriations*—Messrs. Fox, Sawyer, Jewell, Steel, Burt.  
*Fisheries*—Messrs. Gibson, McGinley, Mugford.  
*Geological Survey*—Messrs. Pasco, Weiss, Mellen.  
*Horticulture*—Messrs. Jewell, Barnard, Mugford.  
*House of Correction at Marquette*—Messrs. Pasco, Mears, Turnbull.  
*Immigration*—Messrs. Earle, Fox, Clark.  
*Industrial Home for Girls*—Messrs. Barnard, Clapp, Doran.  
*Institution for the Deaf and Dumb*—Messrs. Crane, French, Gilbert.  
*Insurance*—Messrs. Earle, Pierce, Mellen.  
*Judiciary*—Messrs. McGinley, Hopkins, Clapp, Pierce, Doran.  
*Labor Interests*—Messrs. Clapp, Gibson, Brundage, Crane, Doran.  
*Liquor Traffic*—Messrs. Barnard, McLaughlin, Mugford.  
*Lumber Interests*—Messrs. Crane, Fleshier, Turnbull.  
*Mechanical Interests*—Messrs. French, Sawyer, Burt.  
*Military Affairs*—Messrs. Mears, Weiss, Doran.  
*Mining School and Mining Interests*—Messrs. Garvelink, French, Mellen.  
*Normal School*—Messrs. Pierce, Gibson, Morrow.  
*Printing*—Messrs. Weiss, Steel, Champion.  
*Public Buildings*—Messrs. Earle, Crane, Champion.  
*Public Health*—Messrs. Sabin, Sawyer, Clark.  
*Public Improvements*—Messrs. Steel, Fleshier, Hough.  
*Public Lands*—Messrs. Pasco, Jewell, Burt.  
*Railroads*—Messrs. Fleshier, Gibson, Sawyer, Barnard, Burt.  
*Reform School*—Messrs. Brundage, Mears, Morrow.  
*Reformatory at Ionia*—Messrs. Clapp, Barnard, Clark.  
*Religious and Benevolent Societies*—Messrs. Garvelink, Fox, Mugford.  
*Roads and Bridges*—Messrs. Mears, Pierce and Gilbert.  
*Rules and Joint Rules*—Messrs. Sabin, Fleshier and Doran.  
*Saline Interests*—Messrs. McGinley, Weiss, Morrow.  
*School for the Blind*—Messrs. McLaughlin, Garvelink, Gilbert.  
*Soldiers' Home*—Messrs. Barnard, Mears, Champion.  
*State Affairs*—Messrs. Barnard, Jewell, Champion.  
*State Library*—Messrs. Clapp, Sawyer, Burt.  
*State Prison*—Messrs. Earle, Gibson, Jordan.  
*State Public School*—Messrs. Sabin, Pasco, Champion.  
*Supplies and Expenses*—Messrs. French, McGinley, Turnbull.  
*University*—Messrs. McLaughlin, Hopkins, Hough.  
*Elections*—Messrs. Pierce, Fox, Barnard, Weiss, Doran.  
*Taxation*—Messrs. Hopkins, McLaughlin, Clapp, Pasco, Turnbull.

## MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, {  
 Lansing, January 10, 1893. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That in the appointment of clerks to the various committees, preference be given to veteran soldiers under physical disability, who are otherwise competent and able to perform such duties;

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

Mr. Fox moved that the same be laid upon the table,

Which motion did not prevail,

The question then occurring on the adoption of the resolution,

The same was adopted.

#### MOTIONS AND RESOLUTIONS.

Mr. Morrow offered the following resolution:

*Resolved*, That the President of the Senate is hereby requested to name the day and hour for the meeting of the different Senate committees, holding the chairman of each committee accountable to the President of the Senate for the attendance of members at the time and place assigned.

The President of the Senate to cause notices to be posted in accord with the spirit of this resolution.

Which resolution was adopted.

Mr. Barnard offered the following concurrent resolution:

*Resolved* (the House concurring), that the legislative postoffice be kept open every week day from eight o'clock a. m. to eight o'clock p. m.

Which resolution was adopted.

Mr. Fleshiem offered the following resolution:

*Resolved by the Senate*, That each Senator when introducing a bill which is an amendment to a statute be, and he is hereby required to include in brackets, drawn in red ink, the proposed amendment or amendments, and to indicate by red ink asterisks all omitted portions of the proposed amended statute;

Which resolution was not adopted.

Mr. Fox offered the following resolution:

*Resolved*, That the President be requested to appoint a special committee of three to separate the various recommendations of the retiring Governor and incoming Governor, as made in their respective messages, and that after such separations the various recommendations be referred to the proper committees with instructions to report thereon;

Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Brundage, previous notice having been given and leave being granted, introduced Senate bill No. 4, entitled

A bill to prohibit the issuing to or receiving or using by any member of the Legislature of any pass, mileage book or free transportation of any kind on any railroad in this State.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 5, entitled

A bill to amend an act entitled, an act to regulate the practice of pharmacy in the State of Michigan, the same being act number one hundred and thirty-four (134) of the public acts of eighteen hundred and eighty-five.

The bill was read a first and second time by its title and referred to the committee on public health.

#### COMMUNICATIONS FROM STATE OFFICERS.

The President announced the following:

*Lansing, January 10, 1893.*

*To the Honorable Senate of Michigan:*

As required by law I herewith submit statement showing the receipts and disbursements during the year ending Dec. 31, 1892:

|  |                       |
|--|-----------------------|
| Balance on hand Dec. 31, 1891.....                       | \$506,110 32          |
| Receipts during the year ending Dec. 31, 1892 .....      | 3,003,961 20          |
| Total receipts.....                                      | <u>\$3,510,071 52</u> |
| Disbursements during the year ending Dec. 31, 1892,..... | 3,164,192 64          |
| Balance January 1, 1893.....                             | <u>\$345,878 88</u>   |

Very respectfully,  
C. E. BAXTER,  
*Deputy State Treasurer.*

The communication was laid on the table.

The Senate took up the order of

#### REPORTS OF SPECIAL COMMITTEES.

The President announced the following:

*To the Honorable Senate:*

The committee on assignment of clerks for the various Senate committees, to whom was referred the matter of such selection, report that they have had the same under consideration and beg leave to report to the Senate recommending that each of the following committees and groups of the Senate be assigned a clerk:

- 1st. Judiciary.
- 2d. Finance and appropriation.
- 3d. State affairs, supplies and expenses.
- 4th. Cities and villages.
- 5th. Railroads and fisheries.
- 6th. Counties and townships, liquor traffic, roads and bridges.
- 7th. Education and public schools, insurance, labor, and banks and corporations.
- 8th. Elections and election laws, and taxation and tax laws.

All of which is respectfully submitted.

CHAS. H. MCGINLEY, *Chairman*,  
JOSEPH M. WEISS,  
SCHUYLER CHAMPION,  
*Committee.*

Report accepted.

On motion of Mr. McGinley,

The recommendations of the committee were concurred in and the report was adopted.

On motion of Mr. Fox

The Senate went into

#### EXECUTIVE SESSION,

The time being 2:30 o'clock p. m.

The Executive Session closed, the time being 2:47 o'clock p. m.

On motion of Mr. Weiss,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Wednesday, January 11, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Grosenbaugh.

Roll called: quorum present.

The President announced the following:

*Lansing, Jan. 11, 1893.*

*To the Honorable Senate:*

I have made the following changes in appointments of Senators upon the standing committees with the consent of the Senators interested:

*State library*—Senator Sawyer in place of Senator Clapp.

*Lumber interests*—Senator Brundage in place of Senator Crane.

*Printing*—Senator Sawyer in place of Senator Weiss.

*Contested election*—(Wilkins vs. Jordan) Senator Burt in place of Senator Garvelink.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The President also announced the following:

*Lansing, January 11, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have appointed Senators Weiss

and Hough as additional members of the committee on the contested election case of Wheeler vs. Mugford.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

The President also announced the following:

*Lansing, January 11, 1893.*

*To the Honorable Senate :*

Pursuant to a resolution of the Senate I have appointed Senators Sabin, Brundage and Clark as a committee to separate the various recommendations of Governor Rich and ex-Governor Winans.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

#### REPORTS OF SELECT COMMITTEES.

The select committee appointed by the Senate to assign rooms for the use of the several Senate standing committees,

Respectfully report that they have had the same under consideration, and have directed me to report to the Senate, recommending that rooms be assigned to the several committees as follows:

Room A—Committee on engrossment and enrollment, and engrossment and enrollment clerk and assistant.

Room B—Committee on judiciary.

Room C—Committee on judiciary, committee on mining schools and mining interests, committee on constitutional amendments, and committees on University, elections and taxation.

Room D—Secretary of Senate.

Room E—Finance and appropriations, committee on Agricultural College, committee on Industrial Home for Girls, Reformatory at Ionia, and committee on supplies and expenses.

Room F—Committee on cities and villages and executive business, committee on geological survey, committee on immigration, committee on Reform School, committee on religious and benevolent societies.

Room G—Committees on counties and townships, roads and bridges, liquor traffic, fisheries, agricultural interests, rules and joint rules, State Public School, and military affairs.

Room H—Committee on railroads, committee on School for the Blind, committee on Soldiers' Home, committee on State Prison, and committee on State library.

Room I—Committees on education and public schools, insurance, and labor interests.

Room J—Sergeant-at-Arms.

Rooms K and L—Committee on banks and corporations, committee on State affairs, committee on asylums for insane, committee on Asylum for Criminal Insane, committee on claims and public accounts, committee on federal relations, committee on horticulture, committee on House of Correction at Marquette, committee on lumber interests and mechanical interests.

Room M—Committee on Institution for Deaf and Dumb, committee on Normal School, committee on printing, committee on public buildings,

committee on public health, committee on public improvements, committee on public lands and committee on saline interests.

All of which is respectfully submitted and the committee ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted.

On motion of Mr. Hopkins,

The report was laid on the table.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, January 10, 1893. }

*Hon. J. Wight Giddings, President of the Senate:*

DEAR SIR—I have the honor of announcing the following appointments:

Private Secretary, A. P. Loomis of Ionia.

Executive Clerk, J. H. Cole of Lapeer.

Yours respectfully,

JOHN T. RICH,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 10, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, register of deeds, prosecuting attorney, circuit court commissioner, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed,

And to inform the Senate that the House has amended the same by inserting after the words "circuit and probate judge," the words "stenographers in circuit courts;"

In the adoption of which, as thus amended, the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*



The question being on concurring in the amendment made by the House to the concurrent resolution,

The Senate concurred.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 10, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the State printer be instructed to forward ten copies of the Journal to each representative district and twenty copies to each senatorial district, to names and postoffice addresses furnished by the Representatives and Senators of their several districts, and that the amount of postage stamps furnished by the postmaster at Lansing, be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring on the adoption of the concurrent resolution,

Mr. Barnard moved that the same be laid upon the table,

On which motion Mr. Clapp demanded the yeas and nays.

The motion to lay the resolution on the table then prevailed by yeas and nays as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Crane  
Earle  
Flesheim  
Fox

Mr. French  
Garvelink  
Hough  
Jewell  
Jordan  
McGinley  
McLaughlin  
Mears  
Morrow

Mr. Mugford  
Pasco  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

26

#### NAYS.

Mr. Champion  
Gibson

Mr. Gilbert  
Hopkins

Mr. Mellen

5

#### NOTICES.

Mr. Brundage gave notice that at some future day he would ask leave to introduce



A bill to repeal act number 164, session laws of 1891, entitled an act to amend section 2 of act number 18 of public acts of 1869, entitled "An act to provide for paying expenses authorized to be incurred by the Legislature," approved February 24, 1869, the same being section 67 of Howell's annotated statutes of Michigan.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A joint resolution to amend section 3 of article 18 of the constitution of this State, relative to the employment and confinement of convicts, and the use of machinery in prisons in this State.

Mr. Clark gave notice that at some future day he would ask leave to introduce

A bill to amend sections 1, 7, 16, 17, 23, 26, 32, 36 and 43 of a bill entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," approved July 3, 1891.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 379 of the local acts of the session of 1891, entitled "An act to provide for the compensation and to prescribe the duties of certain officers of the county of Kent.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to revive and amend section 114 and sections 115 and 116, as amended by act No. 1 of the public acts of 1889, approved January 11, 1889, the same being sections 83, 84 and 85 of chapter 6 of the compiled laws of 1871, and consecutive sections 240, 241 and 242 of Howell's annotated statutes relative to electors of President and Vice President of the United States.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 29 of chapter 12 of the revised statutes of 1846, entitled "Of certain State officers," the same being compiler's section 287 of Howell's annotated statutes.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 3 of article 4 of the constitution of the State of Michigan, relative to the House of Representatives of the Legislature of the State.

Mr. Burt gave notice that at some future day he would ask leave to introduce

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw.

#### REPORTS OF STANDING COMMITTEES.

*To the Honorable President and Members of the Senate :*

The Senate judiciary committee respectfully report to your honorable body that it has appointed Mark M. Powers, of the city of Grand Rapids, clerk of said committee.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted.

*To the President and members of the Senate:*

The committee on appropriation and finance respectfully report to your honorable body that they have appointed G. S. Frenzel as clerk of said committee.

EDWIN G. FOX, *Chairman.*

Report accepted.

By the committees on liquor traffic, counties and townships and roads and bridges:

The joint committee on liquor traffic, counties and townships and roads and bridges would most respectfully report that pursuant to a resolution of the Senate giving them authority they have selected Chas. C. Campau as their clerk.

E. M. BARNARD,  
*Chairman on liquor traffic.*

R. E. FRENCH,  
*Chairman on counties and townships.*

WILLIAM MEARS,  
*Chairman on roads and bridges.*

Report accepted.

By the committee on cities and villages:

The committee on cities and villages would most respectfully report that pursuant to resolution of the Senate giving them authority they have selected Thos. F. Farrell as their clerk.

JOSEPH M. WEISS, *Chairman.*

Report accepted.

By the committees on State affairs and supplies and expenses:

The joint committees on State affairs and supplies and expenses would most respectfully report that pursuant to a resolution of the Senate giving them authority so to do, they have selected Herbert C. Read as their clerk.

EDMUND M. BARNARD,  
*Chairman of state affairs.*

R. E. FRENCH,  
*Chairman on supplies and expenses.*

Report accepted.

The committees on railroads and fisheries respectfully report that they have elected J. B. Powell as their clerk.

Respectfully,

JOSEPH FLESHEIM,  
*Chairman committee on railroads.*

C. T. GIBSON,  
*Chairman committee on fisheries.*

Report accepted.

#### MOTIONS AND RESOLUTIONS.

Mr. Weiss offered the following resolution:

*Resolved,* That the Secretary of the Senate be empowered to assign any of the committee clerks (when not employed by their respective committees), to perform any clerical work for any committee who have not been

assigned a clerk, or for any member of the Senate on business connected with the Senate;

Which resolution was adopted.

Mr. Weiss offered the following resolution:

WHEREAS, Four centuries have passed since Columbus made his last voyage to our shores, and was baffled in his heroic effort to find a water-way connecting the Atlantic and Pacific oceans, through the Isthmus of Darien. To open direct communication westward from Europe and America to eastern Asia, was the theme of his splendid imagination and penetrating judgment. In 1551 the Spanish historian Gomora proposed the construction of a passage through the Isthmus of Darien, and urged upon Philip II. to attempt to accomplish it by either of the three ways which have engaged the attention of the more modern world. During all these centuries benignant nature has placed within the reasonable capacity of civilized nations the means of making such communication both practical and beneficent; and

WHEREAS, In this age of commercial energy, when the most enlightened peoples of the earth are seeking and creating new markets for their products, the great aim and advantage is to be found in shortening routes and cheapening the price of transportation from the producer to the consumer; and

WHEREAS, The distance by water from the Atlantic to the Pacific seaboards of the United States is upwards of fifteen thousand miles, over tempestuous seas and every variety of climate, while a mere thread of land separates the borders of our country and two continents, the severing of which will save ten thousand miles of travel; and

WHEREAS, The construction of a water-way will not only cheapen the cost of transportation, and bring us in closer relations with our sister republics of Central and South America, and increase trade with Japan and Eastern Asia, besides providing a measure of national defense of infinitely greater value to the United States than maintaining armies and fortifications; and

WHEREAS, By the construction of the water-way in contemplation a navy can be concentrated at any American port in one-third the time and at less than one-third the expense now required, while the Pacific ocean with its vast island trade will be tributary to our wealth; and

WHEREAS, It would be both unwise and unpatriotic of this great nation to remain inactive with such interests at stake, and witness the accomplishment of this great work by foreign powers, thereby enabling them to open and close the gates of commerce against American ships at pleasure; and

WHEREAS, The reports of the United States engineers, by whom the various routes across the Isthmus of Darien have been examined, favor the route by way of lake Nicaragua and commends the construction of a canal by that route,

*Therefore be it resolved by the Senate of the State of Michigan (the House concurring), That it is the paramount duty of this government to aid in the construction of the Nicaraguan canal, so called.*

*Resolved, That we respectfully urge Congress of the United States to take such steps and give such financial aid as will insure a speedy completion of said canal at the minimum cost thereof, taking proper security for any credit pledged or money advanced for this purpose, and retaining such control and supervision of the operation of the canal as will insure*

its peaceful use and protection to the commerce of the world, at the lowest possible rate consistent with maintenance.

*Resolved*, That it is the sense of the Senate that this work should be provided for at once and pushed to the earliest completion.

*Resolved*, That copies of this preamble and resolution, certified by the President of this Senate and after concurrence therein by the House by Speaker thereof, be sent to our senators and representatives in Congress for such immediate action in the premises as it may be in their power to take.

On motion of Mr. Doran,

The resolution was referred to the committee on federal relations.

Mr. Hopkins offered the following resolution:

*Resolved*, That the grouping of the committees made on the 10th and marked 7th and 8th be changed so as to read as follows:

7th, education and public schools, banks and corporations, labor.

8th, election and election laws, insurance.

9th, taxation and tax laws.

The question being on the adoption of the resolution,

Mr. Turnbull moved to amend the same by adding thereto the following proviso: *Provided*, That said change shall not take effect until the committees as first grouped shall have elected their clerks,

Pending which

Mr. Doran moved that the resolution be laid upon the table;

Which motion did not prevail.

The question then being on the amendment offered by Mr. Turnbull,

Mr. Turnbull demanded the yeas and nays.

The amendment then did not prevail by yeas and nays as follows:

#### YEAS.

Mr. Burt  
Clapp  
Clark  
Doran

Mr. Gilbert  
Hough  
Jordan

Mr. Mellen  
Mugford  
Turnbull

10.

#### NAYS.

Mr. Barnard  
Brundage  
Crane  
Earle  
Flesheim  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Pasco  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

20.

The question then being on the adoption of the resolution,

Mr. Clapp demanded the yeas and nays.

The resolution was then adopted by yeas and nays as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Champion  
Crane  
Earle  
Flesheim  
French

Mr. Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Pasco

Mr. Pierce  
Sabin  
Sawyer  
Steel  
Weiss

19

## NAYS.

Mr. Burt  
Clapp  
Clark  
Doran

Mr. Fox  
Gilbert  
Hough  
Jordan

Mr. Mellen  
Morrow  
Mugford  
Turnbull

12

Mr. Barnard offered the following resolution:

*Resolved*, That the daily sessions of the Senate shall commence at 2 o'clock p. m. until otherwise ordered;

Which resolution was adopted.

Mr. Hopkins offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and is hereby instructed to procure badges for the chief janitor and his assistants, to be worn by them;

Which resolution was adopted.

## INTRODUCTION OF BILLS.

Mr. Turnbull, previous notice having been given and leave being granted, introduced

Senate bill No. 6, entitled

A bill to provide for the incorporation of the senate and local clubs of the Happy Home clubs of America.

The bill was read a first and second time by its title and referred to the committee on religious and benevolent societies.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 7, entitled

A bill to amend section 2 of act No. 221 of the public acts of 1861, the same being compiler's section 8662 of Howell's annotated statutes of 1882.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Fleshier, previous notice having been given and leave granted, introduced

Senate bill No. 8, entitled

A bill to legalize and make valid certain township bonds issued by the township of Pickford in the county of Chippewa, on the 22d day of October, A. D. 1889.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 9, entitled

A bill to authorize railroad companies whose roads are situate in the upper peninsula to lease, sell or convey their property and franchises to any other railroad company, and to lease and purchase the property and franchises of other companies.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 10, entitled

A bill to compel the use of safety valves on cylinders, drums, or other

vessels, etc., containing and confining carbonic acid gas, nitrous oxide gas, and like aeriform substances.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 2, entitled

Joint resolution to amend Sec. 1 of Art. VII of the constitution of this State relative to the qualification of electors.

The joint resolution was read a first and second time by its title and referred to the committee on elections.

The Senate took up the order of

#### PETITIONS.

No. 2. By Mr. Turnbull: Answer of Senator Mugford to affidavits attached to the protest of A. Oren Wheeler.

On motion of Mr. Turnbull

The affidavits were ordered spread at length upon the Journal and referred to the committee appointed to consider said protest.

The following are the affidavits:

STATE OF MICHIGAN, }  
COUNTY OF MANISTEE, } ss.

Cornelius A. Waal being duly sworn, deposes and says that he is a resident and citizen of the city and county of Manistee, Michigan. Deponent further says that he was a candidate for the office of sheriff of said county of Manistee at the late general election and was duly elected to said office.

Deponent further says that he has read the affidavit of Peter T. Glassmire, filed in the matter of the contest of A. Orin Wheeler against Enoch T. Mugford for the office of State Senator of the 26th senatorial district of the State of Michigan, and that the same is false in every particular so far as relates to the convention held in the city of Manistee by the regular independent democratic party, except that the same was held at the office of said Glassmire.

Deponent further says that he was present at said convention and that there were eleven townships and wards represented at said convention by residents of said townships and wards. That Joseph Werle of the township of Onkama was duly chosen and sworn in as chairman of said convention by Anson J. Erb, a notary public, and that James Finan of the 3d ward of the city of Manistee was duly elected and sworn in as secretary of said convention by the same notary, and that he subsequently resigned in favor of A. H. Mills of the township of Maple Grove. That said Glassmire was present as a delegate to said convention and was called upon to swear in said offices but declined so to do for the reason that he expected to be the nominee of said convention for the office of prosecuting attorney. That said Glassmire was the legal advisor of said convention and of the county committee of said regular independent democratic party and insisted before said convention that the proceedings were regular, proper and lawful: That said Glassmire prepared the certificates required by law to be filed with the Secretary of State and with the board of election commissioners, and that the same were in proper and legal form. That said Glassmire canvassed said county of Manistee in the interest of said regular



independent democratic ticket and held out and represented to the electors of said county that the same was a lawful ticket and should be voted by them.

Deponent further says that from the actions and conduct of said Glassmire since said election it is the general impression and belief that the said Glassmire was, during said campaign, in the employ of said A. Orin Wheeler in particular and the republican county committee in general. That said Glassmire was one of the attorneys for said Wheeler and the other republican contestants before the Manistee county canvassing board and insisted before said board that said regular independent democratic ticket was illegal and should be thrown out. That said Glassmire was one of the attorneys of record in the mandamus proceedings brought by said A. Orin Wheeler before the supreme court of this State, wherein the same question was raised.

Deponent further says that the Manistee Advocate, a newspaper printed, published and circulating in said Manistee county is the recognized official organ of said Wheeler and ran his name as candidate for State Senator at the head of its columns during the late campaign and urged his election, and that the said Manistee Advocate at the same time worked in the interests of said regular independent democratic county ticket and advised and urged the voting of the same by the electors of said county.

CORNELIUS A. WAAL.

Subscribed and sworn to before me this 7th day of January, 1893.

LOUIS E. MORRIS,

*Notary public.*

STATE OF MICHIGAN, }  
COUNTY OF MANISTEE, } ss.

Henry Bruns, being duly sworn, deposes and says that he is a resident and citizen of the city and county of Manistee, Michigan.

Deponent further says that he was secretary of the independent democratic convention held in the city of Manistee on the 17th day of October, 1892. That said convention was regularly called and held, and that the officers of said convention were regularly sworn in and qualified according to law. That he was secretary of the county committee of said independent democratic party, and as such secretary filed with the secretary of State of the State of Michigan and the board of election commissioners of said Manistee county the certificates required by law to be so filed.

HENRY BRUNS.

Subscribed and sworn to before me this 7th day of January, 1893.

LOUIS E. MORRIS,

*Notary public.*

STATE OF MICHIGAN, }  
COUNTY OF MANISTEE, } ss.

George Sembach being duly sworn deposes and says that he is a resident and citizen of the city and county of Manistee, Michigan. That he was present as a delegate to the county convention of the independent democratic party of said county of Manistee, held at the city of Manistee on the 17th day of October, 1892, and that he was duly chosen as chairman of said convention and was sworn and qualified as required by law; that Henry Bruns of the city and county of Manistee was chosen as secretary, and was also sworn and qualified. Deponent further says that he



was chosen as chairman and the said Henry Bruns was chosen as secretary of the county committee of the said independent democratic party.

Deponent further says that the call of said convention was regular and that the same was duly and properly held. That the holding of the same was necessary, and was done at the instance and request of a large number of the better element of democratic citizens of said county of Manistee who were indignant and felt outraged to think that so disreputable a character as Peter T. Glassmire could and did receive the nomination at the hands of the democratic party for the office of public prosecutor of said county; that it was the unanimous sentiment of said convention that it would be a lasting disgrace, not only to the democratic party, but to the people of said county, if a man with so unsavory a reputation as said Glassmire should by any means become prosecuting attorney.

Deponent further says that he has read the affidavit of said Glassmire in the matter of the contest of A. Orin Wheeler against Enoch T. Muford and that the stultification of himself therein contained wherein he shows that he endeavored to perpetrate a gross fraud on the electors of Manistee county and has violated the statute of this State relative to elections, but mildly evidences the true character of the creature. Deponent further says that the sole and only object of holding said independent democratic convention and authorizing said party was to put in nomination a man for public prosecutor for whom the better element of democrats could vote without a blush of shame and to show that the democratic citizens of Manistee county had not yet fallen so low and become so lost to all sense of decency as to vote for a man so notoriously disreputable as said Peter T. Glassmire.

GEO. SEMBAUGH.

Subscribed and sworn to before me on this 7th day of January, 1893.

MICHAEL FAY,

*Notary public.*

STATE OF MICHIGAN, } ss.  
COUNTY OF MANISTEE,

N. W. Nelson, being duly sworn deposes and says that during the year 1892 he was judge of probate of said county, and was a member of the board of election commissioners; that on the 25th day of October, 1892, there was held at the county clerk's office a meeting of said board, which was attended by every member; that at said meeting it was unanimously voted that the printing of the six (6) tickets on file in the clerk's office should be given to the publishers of the Times-Sentinel; it was also unanimously voted that the clerk procure the cuts for the vignettes of the different tickets; that the six tickets were the same as appear in exhibit "A" referred to by Hon. A. Oren Wheeler in his petition.

Deponent says that on the following day the copy for the official ballot was by Clerk Waite furnished the Times-Sentinel and cuts were ordered for the two independent tickets of Rand & Son of Detroit.

Deponent says that within the time prescribed by law the ballot as printed by Times-Sentinel was filed with the county clerk, with vignette at the head of each ticket, except the two independent tickets, and none appeared on such tickets because cuts had not been procured, such ballot being the same so far as affects candidate for State Senator, as said exhibit "A."

Deponent says that Rand & Son failed to furnish the cuts, and on Nov-

ember 1, 1892, Thomas Kenny, a member of said board, went to Grand Rapids and procured cuts, which on the day following were furnished the printers and were used in printing the official ballot.

Deponent says that he is informed and believes that some of the candidates on the republican ticket encouraged the candidates on said independent tickets to remain in the field and insist upon such tickets being printed, believing that with six tickets in the field the republican ticket would be elected, and having lost they now claim such tickets illegal.

Deponent says he has been informed and believes that the printing of said six tickets did not in the least diminish the vote of any candidate on the republican ticket, and in no manner confused Hon. A. O. Wheeler and his friends when they voted, this is evident from the fact of said Wheeler running largely ahead of his ticket.

Deponent says that the candidates who were on said independent tickets (and on no other ticket) received several hundred votes, showing that many of the electors were displeased with the nominations made by the Republican party and other political organizations of the county.

Deponent further says that the allegation of Hon. A. O. Wheeler that workers had copies of ballot at the polls, instructing electors how to vote, if true, such ballots were doubtless procured of republicans, as the republicans had several hundred, if not thousands of said ballots printed on the same type, that the republican club room was fitted up with booths, stamps, etc., and a school of instruction, as to how to vote, was carried on for several days and evenings prior to election and hundreds of people went into the club room and practiced voting.

N. W. NELSON.

Subscribed and sworn to before me Jan. 7, 1893.

CHAS. H. HODSKIN,  
*Notary public.*

COPY OF ELECTION COMMISSIONERS' RECORD.

*Manistee, Mich., Oct. 25, A. D. 1892.*

Meeting of the board of election commissioners of Manistee county held at the court house Tuesday evening, October 25, A. D. 1892.

Present: Hon. N. W. Nelson, judge of probate, Will A. Waite, county clerk, Thos. Kinney, county treasurer.

Bids for printing 7,500 tickets were opened; same were from Manistee Democrat, Manistee Printing Company and Times-Sentinel. Times-Sentinel being lowest bid, \$85, same, on motion was given to them. All bids on file in clerk's office. The above is for the six tickets on file.

Clerk was instructed to get the vignettes for tickets that had been certified to.

No further business, board adjourned.

N. W. NELSON, *Chairman.*  
WILL A. WAITE, *Sec'y.*

*Manistee, Mich., November 2, 1892.*

At a meeting of the board of election commissioners of Manistee county held at Judge Nelson's house Wednesday p. m., November 2, A. D. 1892.

Present: Hon. N. W. Nelson, judge of probate, Will A. Waite, county clerk, Thos. Kenny, county treasurer.

Moved by N. W. Nelson, supported by Thomas Kenny, that at the top of the republican ticket, peoples ticket, democratic ticket, and prohibition ticket the vignettes adopted by the State central committees of the afore-said respective parties shall be placed, also the same vignette shall be placed on each of said tickets at head of county ticket and at head of the independent democratic ticket shall be placed the vignette adopted by the democratic State committee, and at the head of the independent democratic county ticket shall be placed the vignette adopted by the independent democratic county committee, at the head of the regular independent democratic ticket shall be placed the vignette adopted by the democratic State committee and at the head of county ticket shall be placed the vignette adopted by the regular independent democratic county committee.

Before taking vote Clerk Will A. Waite protested against any vignette being placed at head of republican county ticket as it was against the law and different than proof copy of ticket which is and has been on file in county clerk's office since October 29, 1892, also claimed it illegal to place prohibition and peoples vignette at head of their county ticket as their committees have not requested us to do so, and that Secretary G. F. Parsons of republican county committee, and Thomas Smurthwaite, candidate for prosecuting attorney on republican ticket, had protested against changing republican ticket at my office in court house in presence of myself and Thomas Kenny.

Clerk Will A. Waite demanded yeas and nays on N. W. Nelson's motion.

Roll being called on vote, on motion of N. W. Nelson, vote was as follows:

N. W. Nelson, yea; Thomas Kenny, yea; Will A. Waite, nay.

Resignation of Max Baumann as candidate for sheriff on regular democratic ticket and independent democratic ticket, having been filed, and notice having been also filed by the regular democratic county committee and independent democratic county committee, of the substitution of Cornelius A. Waal for sheriff, therefore on motion of N. W. Nelson, supported by Thos. Kenny, the name of Cornelius A. Waal is directed to be printed on the regular democratic county ticket and the independent democratic ticket, for sheriff. Carried.

Moved by Thomas Kenny, supported by Will A. Waite that board do now adjourn. Carried.

N. W. NELSON, *Chairman.*

WILL A. WAITE, *Sec'y.*

STATE OF MICHIGAN, }  
COUNTY OF MANISTEE, } ss.

I, J. P. Paulsen, deputy clerk of the county of Manistee and the courts thereof, do hereby certify that I have compared the foregoing copy of election commissioners' record with the original of record in my office and that the same is a correct transcript therefrom, and the whole of such original.

Witness my hand and the seal of the circuit court for the county  
[L. s.] of Manistee, at the city of Manistee this 9th day of January, A.  
D. 1893.

CHAS. D. STANLEY, *Clerk.*  
By J. P. PAULSEN, *Deputy clerk.*

By unanimous consent,

Mr. Sawyer was granted indefinite leave of absence on account of illness in his family.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

---

*Lansing, Thursday, January 12, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Steel.

On motion of Mr. Barnard,

Leave of absence was granted to Mr. Steel for the day.

On motion of Mr. Flesheim,

The reading of the Journal of yesterday's proceedings was dispensed with.

The President announced the following:

*Lansing, January 12, 1893.*

*To the Honorable Senate:*

With the consent of the Senators interested I have made the following changes in the standing committees of the Senate:

University—Senator Doran in place of Senator Hough.

Industrial Home for Girls—Senator Hough instead of Senator Doran.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

The President also announced the following:

*Lansing, January 12, 1893.*

*To the Honorable Senate:*

Senator Hough being relieved from service on the special committee on the contested election case of Wheeler vs. Mugford, at his own request, I hereby appoint Senator Turnbull to such vacancy.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

#### REPORTS OF SELECT COMMITTEES.

Your committee appointed to separate the various recommendations of the retiring and incoming governors as made in their messages and refer them to the appropriate standing committees of the Senate respectfully report that they have had the same under consideration and have directed me to report the following division and reference of the same to the sev-

eral committees named below, and ask to be discharged from the further consideration of the same,

So much as refers to the State University be referred to the committee on University;

So much as refers to the State Normal School to the committee on Normal School;

So much as refers to the School for the Deaf and Dumb be referred to the committee on the Institution for the Deaf and Dumb;

So much as refers to the School for the Blind be referred to the committee on School for the Blind;

So much as refers to the Agricultural College be referred to the committee on Agricultural College;

So much as refers to the Reform School be referred to the committee on Reform School;

So much as refers to the Industrial Home for Girls be referred to the committee on Industrial Home for Girls;

So much as refers to the asylums for the Insane be referred to the committee on asylums for the insane;

So much as relates to prisons and reformatory be referred to the committee on State Prison;

So much as relates to city and village charters be referred to the committee on cities and villages;

So much as relates to building and loan associations be referred to the committee on banks and corporations;

So much as relates to wagon roads be referred to the committee on roads and bridges;

So much as relates to tax laws be referred to the committee on taxation;

So much as relates to election and election laws we respectfully ask may be referred to the committee on elections;

So much as relates to State boards be referred to the committee on State affairs;

So much as relates to the World's Exposition be referred to the committee on State affairs;

So much as relates to the Soldiers' Home be referred to the committee on Soldiers' home;

So much as relates to finances to the committee on finances;

So much as relates to Mining School to the committee on Mining School;

So much as relates to State Public School to the committee on Public School;

So much as relates to House of Correction and Reformatory at Ionia to the committee on House of Correction and Reformatory at Ionia;

So much as relates to Prison at Marquette to the committee on Prison at Marquette;

So much as relates to Home for Feeble-minded to the committee on religious and benevolent societies;

So much as relates to geological survey to the committee on geological survey;

So much as relates to military affairs to the committee on military affairs;

So much as relates to railroads to the committee on railroads;

So much as relates to supreme court to the committee on judiciary;

So much as relates to live stock and sanitary commission to the committee on agriculture;

So much as relates to legislative session to the committee on State affairs;

So much as relates to report of highway commission to the committee on roads and bridges;

So much as relates to Miner law to the committee on election;

So much as relates to State institutions and oil inspection to the committee on State affairs;

So much as relates to taxation of railroads to the committee on taxation;

So much as relates to quarantine to the committee on public health;

So much as relates to railroad crossings to the committee on railroads and roads and bridges.

All of which is respectfully submitted.

MARDEN SABIN, *Chairman.*

Report accepted.

#### MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 12, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 26, entitled

A bill to appropriate money for the purpose of making an exhibit of the resources and products of the State of Michigan at the World's Columbian Exposition at Chicago in the year 1893, and providing for the appointment of two additional members of the board of managers;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on finance and appropriations.

#### NOTICES.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to regulate and fix the charges of express companies doing business in this State.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to tax legacies and collateral inheritances in certain cases.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to amend section No. 3 of an act entitled "An act to incorporate the village of Pewamo," approved April 13, 1871.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill to provide for the appointment of an assistant prosecuting attor-



ney for St. Clair county, and to prescribe his duties and fix his compensation.

Mr. Garvelink gave notice that at some future day he would ask leave to introduce

A bill to repeal sections 833, 834 and 836 of the third volume of Howell's annotated statutes, being sections 1, 2 and 4 of statistics of annual cereal products.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to provide for indeterminate sentences and disposition, management and release of criminals in certain cases under such sentence.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend section 261 Howell's annotated statutes relative to the appointment of a private secretary and executive clerk to the Governor.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 10 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," approved, July 3, 1891.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend sections 2 and 5 of act No. 71 of the public acts of 1891, being "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877."

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to repeal all of act No. 172 of the public acts of 1889, being compiler's section 9881c, Howell's annotated statutes, entitled "An act relative to the confinement in this State of persons committed or sentenced by the courts of the United States or of the territories."

#### MOTIONS AND RESOLUTIONS.

Mr. Mears moved to take from the table the following report:

The select committee appointed by the Senate to assign rooms for the use of the several Senate standing committees,

Respectfully report that they have had the same under consideration, and have directed me to report to the Senate, recommending that rooms be assigned to the several committees as follows:

Room A—Committee on engrossment and enrollment, and engrossment and enrollment clerk and assistant.

Room B—Committee on judiciary.

Room C—Committee on judiciary, committee on mining schools and mining interests, committee on constitutional amendments, and committees on University, elections and taxation.

Room D—Secretary of Senate.

Room E—Finance and appropriations, committee on Agricultural College, committee on Industrial Home for Girls, Reformatory at Ionia, and committee on supplies and expenses.

Room F—Committee on cities and villages and executive business, com-



mittee on geological survey, committee on immigration, committee on Reform School, committee on religious and benevolent societies.

Room G—Committees on counties and townships, roads and bridges, liquor traffic, fisheries, agricultural interests, rules and joint rules, State Public School, and military affairs.

Room H—Committee on railroads, committee on School for the Blind, committee on Soldiers' Home, committee on State Prison, and committee on State library.

Room I—Committees on education and public schools, insurance, and labor interests.

Room J—Sergeant-at-Arms.

Rooms K and L—Committee on banks and corporations, committee on State affairs, committee on asylums for insane, committee on Asylum for Criminal Insane, committee on claims and public accounts, committee on federal relations, committee on horticulture, committee on House of Correction at Marquette, committee on lumber interests and mechanical interests.

Room M—Committee on Institution for Deaf and Dumb, committee on Normal School, committee on printing, committee on public buildings, committee on public health, committee on public improvements, committee on public lands and committee on saline interests,

All of which is respectfully submitted, and the committee ask to be discharged from the further consideration of the subject.

• R. E. FRENCH, *Chairman*.

Which motion prevailed.

The question being on the adoption of the report,

Mr. Hopkins moved to amend the same by changing the assignment for room C to read as follows:

Room C—Committee on education and public schools, University, taxation and labor;

Which amendment did not prevail.

The report of the committee was then adopted.

Mr. Clapp moved to reconsider the vote by which the Senate concurred in the amendment made by the House to the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, register of deeds, prosecuting attorney, circuit court commissioner, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed;

Which motion prevailed.

The question being on concurring in the amendment made by the House to the concurrent resolution,

The Senate non-concurred.

On motion of Mr. Clapp,

The concurrent resolution was laid on the table.

## INTRODUCTION OF BILLS.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 11, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on State library.

Mr. Clapp, previous notice having been given and leave granted, introduced

Senate bill No. 12, entitled

A bill to amend section 29 of chapter 12 of the revised statutes of 1846, entitled "Of certain State officers," the same being compiler's section 287 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 13, entitled

A bill to amend section 2 of act 379 of the local acts of the State of Michigan for the year 1891, entitled "An act to provide for the compensation and to prescribe the duties of certain officers of the county of Kent," approved June 26, 1891.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 14, entitled

A bill to revise and amend section 114 and sections 115 and 116, as amended by act No. 1 of the public acts of 1889, approved January 11, 1889, the same being sections 83, 84 and 85 of chapter 6 of the compiled laws of 1871, and consecutive sections 240, 241 and 242 of Howell's annotated statutes relative to electors of President and Vice President of the United States.

The bill was read a first and second time by its title, ordered printed and referred to the committee on elections.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 15, entitled

A bill to repeal act No. 164, session laws of 1891, entitled "An act to amend section 2 of act No. 18 of public acts of 1869, entitled 'An act to provide for paying expenses authorized to be incurred by the Legislature,' approved February 24, 1869, the same being section 67 of Howell's annotated statutes of Michigan."

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Joint resolution No. 3, entitled

Joint resolution proposing an amendment to section 3 of article 4 of the constitution of the State of Michigan, relative to the House of Representatives of the Legislature of the State.

The joint resolution was read a first and second time by its title, ordered printed, and referred to the committee on State affairs.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Joint resolution No. 4, entitled

Joint resolution to amend section 3 of article 18 of the constitution of this State, relative to the employment and confinement of convicts, and the use of machinery in prisons in this State.

The joint resolution was read a first and second time by its title, ordered printed and referred to the committee on labor interests.

#### MOTIONS AND RESOLUTIONS.

Mr. McGinley offered the following resolution:

*Resolved by the Senate* (the House concurring), That the President of the Senate be and is hereby authorized and empowered to appoint a messenger for the office of Attorney General to serve during the session of the Legislature;

Which resolution was adopted.

Mr. Doran offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and he is hereby directed to provide one dozen additional chairs for the use of reporters and guests in the Senate.

On motion of Mr. McLaughlin,

The resolution was referred to the committee on supplies and expenses.  
The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on taxation:

*To the President and members of the Senate:*

The committee on taxation, to whom was granted by resolution the right to engage a clerk, beg leave to report that they have selected Charles V. Deland as their clerk.

S. W. HOPKINS,  
*Chairman of committee on taxation.*

Report accepted.

On motion of Mr. Doran,

The Senate took a recess for one hour.

---

#### AFTER RECESS.

The Senate met and was called to order by the President  
A quorum present.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 12, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 4, entitled

A bill to amend sections 1 and 2 of act No. 193 of the public acts of 1889, being an act entitled “An act to provide for the relief outside of the Soldiers Home of honorably discharged indigent union soldiers, sailors and marines, and the indigent wives, widows and minor children of such indigent or deceased union soldiers, sailors and marines;”

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, ordered printed, and referred to the committee on military affairs.

On motion of Mr. Mears,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Friday, January 13, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Luther.

Roll called: quorum present.

The Journal of yesterday's proceedings was read and approved.

## REPORT OF STANDING COMMITTEES.

By the committee on Judiciary:

The committee on Judiciary to whom was referred

Senate bill No. 13, entitled

A bill to amend section two (2) of act number three hundred and seventy-nine (379) of the local acts of the State of Michigan, for the year one thousand eight hundred and ninety-one (1891), entitled “An act to provide for the compensation and to prescribe the duties of certain officers of the county of Kent,” approved June 26, 1891,

Respectfully report that they have had the same under consideration.

and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY,  
*Chairman.*

Report accepted.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |            |           |
|-------------|------------|-----------|
| Mr. Barnard | Mr. French | Mr. Mears |
| Brundage    | Garvelink  | Mellen    |
| Burt        | Gibson     | Morrow    |
| Champion    | Gilbert    | Mugford   |
| Clapp       | Hopkins    | Pasco     |
| Clark       | Hough      | Pierce    |
| Crane       | Jewell     | Sabin     |
| Doran       | Jordan     | Steel     |
| Earle       | McGinley   | Turnbull  |
| Flesheim    | McLaughlin | Weiss     |
| Fox         |            |           |

31

### NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies to whom was referred

Senate bill No. 6, entitled

A bill to provide for the incorporation of the Senate and local clubs of the Happy Home Clubs of America,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the bill be printed for the use of the committee.

J. W. GARVELINK, *Chairman.*

Report accepted and the bill was ordered printed for the use of the committee.

The committee on Finance and appropriations, to whom was referred the subject of mileage, for the members, officers and employes of the Senate, respectfully report that they have had the same under consideration and have directed me to report to the Senate the following schedule, recommending that mileage be allowed as specified therein:

|  | Miles. |                 | Miles. |
|--|--------|-----------------|--------|
| Lieut. Gov. Giddings.....  | 300    | Mr. Hough.....  | 174    |
| Mr. Barnard.....   | 130    | Jewell.....     | 216    |
| Brundage.....  | 214    | Jordan.....     | 116    |
| Burt.....  | 136    | McGinley.....   | 350    |
| Clapp.....   | 100    | McLaughlin..... | 174    |
| Clark.....   | 84     | Mears.....      | 484    |
| Crane.....   | 114    | Mellen.....     | 194    |
| Doran.....   | 130    | Morrow.....     | 196    |
| Earle.....   | 110    | Mugford.....    | 346    |
| Fleishem.....  | 1,050  | Pasco.....      | 904    |
| Fox.....   | 194    | Pierce.....     | 334    |
| French.....  | 230    | Sabin.....      | 208    |
| Gravelink.....   | 188    | Sawyer.....     | 1,550  |
| Gibson.....  | 174    | Steel.....      | 126    |
| Gilbert.....   | 230    | Turnbull.....   | 450    |
| Hopkins.....   | 208    | Weiss.....      | 174    |
| D. E. Alward, Secretary.....   |        |                 | 238    |
| James G. Clark, Bill Clerk.....  |        |                 | 174    |
| Geo. H. Bussey, Sergeant-at-Arms.....  |        |                 | 174    |
| Daniel G. Crotty, First Assistant Sergeant-at-Arms.....  |        |                 | 214    |
| John Betts, Second Assistant Sergeant-at-Arms.....   |        |                 | 126    |
| William S. Carpenter, Engrossing and Enrolling Clerk.....  |        |                 | 160    |
| Florence C. Betts, Assistant Engrossing and Enrolling Clerk.....                                   |        |                 | 174    |
| Mark M. Powers, Clerk of Judiciary committee.....  |        |                 | 134    |
| G. S. Frenzel, Clerk of Finance and appropriations committee.....                                  |        |                 | 194    |
| Charles C. Campau, Clerk of Liquor traffic, County and towns,<br>Roads and bridges committees..... |        |                 | 174    |
| Thomas F. Farrell, Clerk of Cities and village committee.....                                      |        |                 | 174    |
| Herbert C. Read, Clerk of State affairs committee.....   |        |                 | 130    |
| J. B. Powell, Clerk of Railroad and fisheries committee.....                                       |        |                 | 1,088  |
| Charles V. DeLand, Clerk of Taxation committee.....  |        |                 | 84     |
| Geo. W. Bowker, Keeper Document room.....  |        |                 | 163    |
| John W. Snell, Chief Janitor.....  |        |                 | 166    |
| O. C. Barnum, First Assistant Janitor.....   |        |                 | 106    |
| J. P. Murray, Second Assistant Janitor.....  |        |                 | 116    |
| James R. Murray, Third Assistant Janitor.....  |        |                 | 226    |
| J. C. Ford, Keeper of the Cloak Room.....  |        |                 | 130    |
| Edward Robinson, Assistant Janitor.....  |        |                 | 130    |
| S. D. Anderson, Assistant Janitor.....   |        |                 | 66     |
| Ada Brown, Janitress.....  |        |                 | 188    |
| Steward Griswold, Messenger for President.....   |        |                 | 174    |
| Geo. S. Frost, Messenger for Secretary.....  |        |                 | 110    |
| Herman Marks, Sergeant-at Arms' Messenger.....   |        |                 | 174    |
| Morgan Parker, Floor Messenger.....  |        |                 | 174    |
| Roy H. Marsh, Floor Messenger.....   |        |                 | 188    |
| Mark C. Wixom, Floor Messenger.....  |        |                 | 180    |
| Ward Royce, Floor Messenger.....   |        |                 | 834    |
| Louis Campau, Floor Messenger.....   |        |                 | 130    |
| Thomas A. Gullifer, Floor Messenger.....   |        |                 | 174    |

EDWIN G. FOX, *Chairman.*

Report accepted and adopted.

*To the Hon. President and Members of the Senate:*

The joint committees on Insurance and Elections would most respectfully report that pursuant to a resolution of the Senate giving them authority they have selected Cora Webber as their clerk.

J. M. EARLE,

*Chairman of Insurance.*

C. S. PIERCE,

*Chairman of Elections.*

Report accepted.

#### NOTICES.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill for the appointment of a jury commission for St. Clair county.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to authorize and permit the spearing of fish in Pine Lake in Charlevoix county.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to provide for the erection and maintenance of shutes and fish ladders in dams across all streams in this State.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to prescribe the manner of conducting general elections and to prevent deception and fraud at elections in this State.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to receive and consolidate the laws relative to the State Prison to the State House of Correction and Branch of the State Prison in the upper peninsula and to the House of Correction and Reformatory at Ionia and the government and discipline thereof and to repeal all acts inconsistent therewith.

#### MOTIONS AND RESOLUTIONS.

Mr. Barnard offered the following resolution:

*Resolved*, That when the Senate adjourns that it be until Monday, Jan. 16, at 8.30 p. m;

Mr. Gilbert moved to amend the resolution by making the time 9.30 o'clock;

Pending which,

Mr. McLaughlin moved to amend the amendment by making the time 9 o'clock;

The question being upon the amendment to the amendment, the same was adopted.

The question then being on the amendment as amended, the same was adopted.

The resolution as amended was then adopted.

Mr. Hopkins moved to take from the table the following concurrent resolution:



*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, register of deeds, prosecuting attorney, circuit court commissioner, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed;

Which motion prevailed.

Mr. Hopkins moved to refer the resolution to the committees on Supplies and expenses and Printing, jointly;

Which motion prevailed.

Mr. Clark offered the following concurrent resolution:

*Resolved* (the House concurring), That it be referred to the committee on federal relations of the two Houses, to report a joint resolution by which this Legislature may ask the congress of the United States to propose in due form an amendment to the constitution of the United States, providing for the election of senators of the United States by the direct votes of the people of the several states, and for the transmission of such resolution to both houses of congress and to the legislatures of each of the other states;

The question being upon the adoption of the concurrent resolution,

Mr. Barnard moved to lay the same on the table;

Upon which Mr. Turnbull demanded the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

#### YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Pasco |    |
| Crane       | Gibson     | Pierce    |    |
| Earle       | Hopkins    | Sabin     |    |
| Flesheim    | McLaughlin | Weiss     | 12 |

#### NAYS.

|              |           |           |    |
|--------------|-----------|-----------|----|
| Mr. Brundage | Mr. Fox   | Mr. Mears |    |
| Burt         | Garvelink | Mellen    |    |
| Champion     | Gilbert   | Morrow    |    |
| Clapp        | Hough     | Mugford   |    |
| Clark        | Jewell    | Steele    |    |
| Doran        | Jordan    | Turnbull  | 18 |

Mr. Barnard moved that the resolution be referred to the committee on Federal relations.

Upon which Mr. Clapp demanded the yeas and nays.

The motion then prevailed by yeas and nays as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pascoe    |    |
| Crane       | Gibson     | Pierce    |    |
| Earle       | Hopkins    | Sabin     |    |
| Fleishem    | Jordan     | Steel     |    |
| Fox         | McGinley   | Weiss     | 18 |

## NAYS.

|          |           |            |    |
|----------|-----------|------------|----|
| Mr. Burt | Mr. Doran | Mr. Mellen |    |
| Champion | Gilbert   | Morrow     |    |
| Clapp    | Hough     | Mugford    |    |
| Clark    | Jewell    | Turnbull   | 12 |

Mr. Hough offered the following resolution:

*Resolved*, That the President of the Senate shall not recognize any member of the Senate on the floor of this House unless such member shall first arise and properly address the Chair;

Which resolution was adopted.

Mr. Fox offered the following resolution:

*Resolved* (the House concurring), That the members of the Senate and House of Representatives who desire or intend to introduce appropriation bills be requested to do so at as early a day as possible and also to have the bills complete when introduced;

Which resolution was adopted.

Mr. Hopkins moved to reconsider the vote by which the Senate on yesterday adopted the report of the committee on assignment of rooms for the use of the several standing committees;

Which motion did not prevail.

## INTRODUCTION OF BILLS.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 16, entitled

A bill to tax legacies and inheritances.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 17, entitled

A bill to amend section 20 of chapter 50 of Howell's annotated statutes for the year 1892, relating to the State Public School, being compiler's section 1980 and sections 11, 14, 15, and 18 of chapter 50 of Howell's annotated statutes for the year 1890, relating to the State Public School, being compiler's sections 1972, 1975, 1976 and 1978.

The bill was read a first and second time by its title, ordered printed and referred to the committee on State Public School.

Mr. Earle, previous notice having been given and leave being granted, introduced

Senate bill No. 18, entitled

A bill to amend section No. 3 of an act entitled "An act to incorporate the village of Pewamo," approved April 13, 1871,

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. French, previous notice having been given and leave being granted, introduced

Senate bill No. 19, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for St. Clair county, and to prescribe his duties and fix his compensation.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 20, entitled

A bill to amend section 10 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," approved July 3, 1891.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 21, entitled

A bill to amend sections 2 and 5 of act No. 71 of the public acts of 1891, being "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 181 of the session laws of 1875, approved May 1, 1875, and act No. 196 of the session laws of 1877, approved May 22, 1877."

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Burt, previous notice having been given and leave being granted, introduced

Senate bill No. 22, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of saginaw.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

On motion of Mr. Mears,

The Senate adjourned, and the President announced that the Senate would stand adjourned until Monday next at 9 o'clock p. m.

*Lansing, Monday, January 16, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Doran and Mears.

On motion of Mr. Fox,

Leave of absence was granted Mr. Burt for today.

On motion of Mr. McGinley,

Leave of absence was granted to Mr. Doran for today.

On motion of Mr. Pierce,

Leave of absence was granted to Mr. Mears until Wednesday next.

The Journal of Friday's session was read and approved.

The President announced the following:

*Lansing, January 14, 1893.*

*To the President of the Senate:*

I have appointed John H. DuBois as messenger for the postoffice, his services having begun on January 4.

M. ADELLE HAZLETT, *Postmistress.*

The communication was laid on the table.

#### PRESENTATION OF PETITIONS.

No. 3. By Mr. Clapp: Petition of Newell J. Kelsey and other citizens of Calhoun county, relative to the killing of deer in this State.

Referred to committee on State affairs.

#### MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 14, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, By the messages of the retiring and incoming Governors, delivered to the Senate and House of Representatives on the 10th inst., it was suggested that the branch of the State Prison and Reformatory at Marquette could be dispensed with and its inmates cared for at the Jackson and Ionia Prisons with great saving to the State; and

Whereas, Attention was called to the advisability of transforming said prison into an asylum for the insane, now, therefore, in consideration of such suggestions,

Resolved by the House of Representatives (the Senate concurring), That the committees of the two houses upon said prison and reformatory be directed, empowered and authorized to employ a suitable and competent architect to make plans, specifications and estimates of cost of transforming said institution into an asylum for the insane as suggested, and that

the result of such investigation be reported by said committees at the earliest practicable day;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
On motion of Mr. Sabin,

The resolution was referred to the committee on State affairs.

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 14, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a joint committee of six members from the House and six from the Senate be appointed by the Speaker and the Lieut. Governor respectively, to promote the interests of the State of Michigan in the World's Columbian Exposition, such committee to serve without compensation;

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
On motion of Mr. Clapp,

The resolution was referred to the committee on State affairs.

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 14, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the President of the Senate be and is hereby authorized and empowered to appoint a messenger for the office of Attorney General, to serve during the session of the Legislature;

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The President then announced the following:

*Lansing, January 16, 1893.*

*To the Honorable Senate:*

Pursuant to authority given me by concurrent resolution of the Senate and House of Representatives, I have appointed E. Carlton Fox as messenger to the Attorney General.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

## NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate the interest, discount or consideration upon the loan or forbearance of money due on account, judgments, verdicts, decrees, goods, rights and choses in action, and to provide a remedy for the recovery of any property usuriously taken, and for the punishment for the taking of usury.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to amend section 4 of an act entitled an act supplementary to an act entitled "An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein," approved March 27, 1867, being compiler's section 9867 of Howell's annotated statutes, and to add a new section thereto, to stand as section seven of said act, in place of section seven which was repealed by act sixty-seven, approved May 10, 1879.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act No. 156 of session laws of 1891, entitled "An act to regulate interest of money on account, interest on money, judgments, verdicts," etc., approved, June 24, 1891.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate and fix the charges of telegraph companies doing business in this State.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to authorize and for the purchase of a tract of land to be used in connection with the asylum for the insane for the county of Wayne.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill relative to the salary of the judge of probate of the county of Wayne.

Mr. Fox by request gave notice that at some future day he would ask leave to introduce

A bill to provide for the incorporation of supreme and subordinate lodges of the United Home Protectors' Fraternity, a co-operative social, beneficial and fraternal society or order.

## MOTIONS AND RESOLUTIONS.

Mr. Gibson offered the following resolution:

*Resolved*, That the committee appointed to act upon the protest of Samuel M. Wilkins against the right of Milton F. Jordan to hold a seat in the Senate as Senator from the 15th senatorial district, be and they are hereby instructed to proceed, as soon as possible, to investigate the allegations and charges contained in said protest, and that said committee be

and are hereby authorized to take testimony, to send for persons and papers, and to employ all necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereupon;

Which resolution was adopted.

Mr. Brundage offered the following resolution:

*Resolved* (the House concurring), That the postoffice be kept open from 1 p. m. until 2 p. m. on Sunday of each week during the session of the Legislature, and that the mail be delivered in time for the outgoing trains on Sunday evenings;

Which resolution was adopted.

Mr. Sabin offered the following resolution:

*Resolved*, That the election of a United States Senator in Congress for the full term of six years from the fourth day of March next, to succeed the Honorable Francis B. Stockbridge, whose term of office will then expire, be, and is hereby made the special order for Tuesday, January 17, 1893, at 2:30 o'clock, p. m.;

Which resolution was adopted.

Mr. Garvelink offered the following resolution:

*Resolved* (the House concurring), That the Senate and House of Representatives meet in joint convention on Wednesday, the 18th day of January, inst., at 12 o'clock noon, in conformity with law for the purpose of comparing the votes taken in the two Houses upon the 17th day of January, inst., for Senator in the Congress of the United States, to ascertain if an election has taken place;

Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 23, entitled

A bill to repeal an act entitled "An act to provide for a central board of control which shall have management and control of the State Public School, at Coldwater, the Michigan School for the Blind, at Lansing, and the Michigan School for the Deaf, at Flint, to prescribe the powers of said board, to abolish the present boards of said institutions, and to repeal all laws inconsistent with the provisions of this act," approved June 26, 1891; to subject said institutions to the provisions of chapters forty-four, forty-five and fifty of Howell's annotated statutes, and the acts amendatory thereof respectfully; to declare vacant the memberships of the boards of control of said institutions, and to provide for the appointment of boards of control for the same.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 24, entitled

A bill to repeal an act entitled "An act to provide a State board of inspectors who shall perform the duties now performed by the advisory board in the matter of pardons and who shall have the complete management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Crim-



inals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing and the Industrial Home for Girls at Adrian, and to abolish all existing boards and to annul all existing appointments," approved June 17, 1891; to subject said advisory board and said institutions again to the laws applicable thereto, to declare vacant the membership of said advisory board and of the boards of control of said institutions and to provide for the appointment of boards of control for the same, and said advisory board.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 25, entitled

A bill to amend chapter 13 of Howell's annotated statutes for the year 1882, entitled "State institutions and regulations relating thereto," by adding three new sections thereto which shall be known as sections 10, 11 and 12, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Flesheim,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

---

*Lansing, Tuesday, January 17, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Aldrich.

Roll called: a quorum present.

The Journal of Monday's session was read and approved.

The President announced the following:

*Lansing, Mich., January 17, 1893.*

*To the Honorable Senate:*

With the consent of the Senators interested and in accordance with the rules of the Senate, I have made the following changes in the standing committees of the Senate:

Industrial Home for Girls—Mr. Weiss in place of Mr. Barnard.

State Public School—Mr. Gilbert in place of Mr. Champion.

Executive business—Messrs. Fox and Gilbert.

Insane Asylums—Messrs. Barnard and Champion.

J. WIGHT GIDDINGS,  
*President of the Senate.*

## REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred  
Senate bill No. 18, entitled

A bill to amend section three (3) of an act, entitled "An act to incorporate the village of Pewamo," approved April 13, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

|             |            |           |
|-------------|------------|-----------|
| Mr. Barnard | Mr. French | Mr. Mears |
| Brundage    | Garvelink  | Mellen    |
| Burt        | Gibson     | Morrow    |
| Champion    | Gilbert    | Mugford   |
| Clapp       | Hopkins    | Pasco     |
| Clark       | Hough      | Pierce    |
| Crane       | Jewell     | Sabin     |
| Doran       | Jordan     | Steel     |
| Earle       | McGinley   | Turnbull  |
| Flesheim    | McLaughlin | Weiss     |
| Fox         |            |           |

31

## NAYS.

0

Title agreed to.

On motion of Mr. Earle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 19, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for St. Clair county and to prescribe his duties and fix his compensation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and the question being upon its passage, pending the taking of the vote thereon,

Mr. Doran, by unanimous consent, moved to amend the bill as follows:

By adding at the end of section 1 the words "Who shall be a practicing attorney at law;"

Which motion prevailed and the bill was so amended.

Mr. Morrow, by unanimous consent, moved to amend the bill as follows:

By striking out of section 2 the words "Or be less than \$600;"

Which motion did not prevail.

The bill as amended, was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |    |
| Brundage    | French    | Mellen         |    |
| Burt        | Garvelink | Morrow         |    |
| Champion    | Gibson    | Mugford        |    |
| Clapp       | Gilbert   | Pasco          |    |
| Clark       | Hopkins   | Pierce         |    |
| Crane       | Hough     | Sabin          |    |
| Doran       | Jewell    | Steel          |    |
| Earle       | Jordan    | Turnbull       |    |
| Flesheim    | McGinley  | • Weiss        | 30 |

### NAYS.

0

Title agreed to.

On motion of Mr. French,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary to whom was referred

Senate bill No. 7, entitled

A bill to amend section two (2) of act number two hundred and twenty-one (221) of the public acts of 1861, the same being compiler's section eight thousand six hundred and sixty-two (8662) of Howell's annotated statutes of 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and asked to be discharged from the further consideration of the subject.

CHARLES H. MCKINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the Committee of the whole, and placed on the general order.

## SPECIAL ORDER.

The President announced that the hour of 2:30 p. m. had arrived, the time fixed by resolution for naming a Senator in the Congress of the United States for the full term of six years from the fourth day of March, 1893, in place of Hon. Francis B. Stockbridge, whose term of office will then expire.

The Senate then proceeded to name a Senator *viva voce*.

The roll of the Senate was then called by the Secretary, and the Senators named the following persons as their choice for Senator in Congress:

## FOR FRANCIS B. STOCKBRIDGE.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pasco     |    |
| Clapp       | Gibson     | Pierce    |    |
| Crane       | Hopkins    | Sabin     |    |
| Earle       | Jewell     | Steele    |    |
| Flesheim    | McGinley   | Weiss     |    |
| Fox         | McLaughlin |           | 20 |

## FOR DANIEL J. CAMPAU.

|          |           |            |    |
|----------|-----------|------------|----|
| Mr. Burt | Mr. Hough | Mr. Morrow |    |
| Clark    | Jordan    | Mugford    |    |
| Doran    | Mellen    | Turnbull   |    |
| Gilbert  |           |            | 10 |

## FOR EUGENE H. BELDEN.

|               |  |  |   |
|---------------|--|--|---|
| Mr. Champion, |  |  | 1 |
|---------------|--|--|---|

The Secretary announced that there had been thirty-one votes cast, of which Eugene H. Belden had one vote, Daniel J. Campau had ten votes, and Francis B. Stockbridge had twenty votes.

The President announced that the proceedings under the special order would be recorded in the Journal for presentation at the joint convention, which will convene at 12 o'clock m. tomorrow in accordance with the United States statutes.

The Senate took up the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, January 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the Senate and House of Representatives meet in joint convention on Wednesday, the 18th day January, inst., at 12 o'clock noon, in conformity with law for the purpose of comparing the votes taken in the two Houses upon the 17th day of January,

inst., for Senator in the Congress of the United States to ascertain if an election has taken place;

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 17, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 17, entitled

A bill to detach certain territory from the township of McMillan in the county of Luce, in the State of Michigan, and organize the township of Columbus in said county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 17, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (The Senate concurring), That the Secretary of State be instructed to forward one copy of the Legislative Manual to each graded school in the State to names and postoffice addresses furnished by the Superintendent of Public Instruction, and that the amount of postage stamps furnished by the postmaster at Lansing be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the Secretary of State, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Legislative Manual hereby ordered to be distributed;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

On motion of Mr. McLaughlin the concurrent resolution was referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 17, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House* (the Senate concurring), That the Senate and House committees on State Prison at Jackson be instructed to inquire into the present condition of said prison and ascertain whether there are accommodations in the said prison for the prisoners now confined in the Upper Peninsula Prison at Marquette, in case it shall be decided to devote the Upper Peninsula Prison to some other purpose than it is now used for;

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

Which resolution was adopted.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 17, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the postoffice be kept open from 1 p. m. until 2 p. m. on Sunday of each week during the session of the Legislature, and that the mail be delivered in time for the outgoing trains on Sunday evening;

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

#### NOTICES.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to provide for a chaplain at the Michigan Soldiers' Home, to fix his salary and to define his duties.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to amend section 8 of act No. 152 of the session laws of 1885, being "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," approved June 5, 1885, and being consecutive section No. 1984-h of volume 3 of Howell's annotated statutes of this State.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to provide for a commission to locate and mark the positions and

places occupied by Michigan regiments and batteries who fought upon the battlefields of Chickamauga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expense of the same.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll and plank road companies in the streets and highways of such cities and townships, and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or townships, to the cities or townships in which the same may be located.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to amend section 4 of act number 208 of the local acts of 1891, entitled "An act to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker in the county of Kent and to annex the same to the city of Grand Rapids."

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to authorize the township of Grant, in the county of Iosco, Michigan, to borrow money upon its bonds to pay a judgment entered on its bonds issued for the Tawas and Grant plank road.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to amend recited section 48 of act No. 150 of the public acts of 1887, entitled "An act to amend section 46 of act No. 198 of the session laws of 1873, entitled 'An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State,'" approved May 1, 1873, as amended by act No. 174 of the public acts of 1883, and to add two new sections to said act to stand as sections 47 and 48.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend sections 14 and 15 of act number 59 of the laws of 1851, relative to the incorporated telegraph companies, being sections 3706 and 3707 of Howell's annotated statutes of 1883.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to provide separate grades for railroads and public highways and streets, where railroads intersect such highways or streets.

#### MOTIONS AND RESOLUTIONS.

Mr. Doran offered the following resolution:

**WHEREAS**, Senators Hopkins and Mellen are now occupying desks which have heretofore been set apart for the use of reporters;

**Resolved**, That the reporters be and they are hereby permitted to occupy the desks that said Senators Mellen and Hopkins have vacated.

On motion of Mr. Weiss,

The resolution was laid on the table.



## INTRODUCTION OF BILLS.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 26, entitled

A bill to revise and consolidate the laws relative to the State Prison, to the State House of Correction and branch of the State Prison, in the Upper Peninsula, and to the House of Correction and Reformatory at Ionia and the government and discipline thereof, and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title and referred to the committees on House of Correction at Marquette and State Prison jointly.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 27, entitled

A bill to amend section 261, Howell's annotated statutes, relative to the appointment of a private secretary and executive clerk to the Governor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 28, entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the United Home Protectors' Fraternity, a co-operative, social, beneficial and fraternal society or order.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 29, entitled

A bill relative to the salary of the judge of probate of the county of Wayne.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 30, entitled

A bill to authorize and for the purchase of a tract of land to be used in connection with the asylum for the insane for the county of Wayne.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following:

House bill No. 18 (file No. 2), entitled

A bill to amend section number one of chapter number six of an act entitled "An act to revise and consolidate the laws relating to public

instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being act No. 164 of the public acts of 1881, as amended by act No. 56 of the public acts of 1887, being section 5103 of Howell's annotated statutes,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 17, 1893. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill :

House bill No. 31 (file No. 3), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Muskegon, and to prescribe his duties, powers and salary,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference,

Mr Brundage moved that the rules be suspended and the bill be put upon its immediate passage;

Pending which,

On motion of Mr. McLaughlin, the bill was referred to the committee on Judiciary.

#### GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sabin to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 7, entitled

A bill to amend section 2 of act No. 221 of the public acts of 1861, the same being compiler's section 8662 of Howell's annotated statutes of 1882;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommended its passage.

MARDEN: SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was placed on the order of third reading of bills.

PRESENTATION OF PETITIONS.

No. 4. By Mr. Gilbert: Resolutions of the board of supervisors of Arenac county relative to the building and maintaining of highways and bridges in this State.

On motion of Mr. Gilbert,

The resolutions were spread at length on the Journal, as follows:

*Standish, Mich., Jan. 12, 1893.*

*Hon. Peter Gilbert, Lansing, Mich.:*

DEAR SIR—The appended resolution was adopted by the board of supervisors at their meeting on the 4th day of January, and explains itself.

Very respectfully yours,

JAMES J. DECKER,  
*County Clerk.*

Resolution, by Supervisor Payea:

WHEREAS, There has been during the last year a great deal of agitation on the subject of building and maintaining of highways and bridges in this State; and

WHEREAS, The present highway laws are founded on an old, and we believe should be considered an obsolete system, in that no uniformity in improvements of and building roads is possible where the highway commissioner is elected for a short time and under no other control than his own will and convenience; therefore

*Resolved*, That a system of county supervision of highways by a board of county commissioners elected by the people or appointed by the board of supervisors for a term of years, with all the necessary appropriations spread on the taxable property of the county, and that no work be contracted for except in case of absolute necessity, until the necessary funds are on hand desirable;

*Resolved further*, That we respectfully request our Senator and Representative to use all fair means to secure such changes in the highway laws as will bring said laws nearer to the progressive ideas of this the last decade of the nineteenth century;

*Resolved*, That the county clerk is requested to send a certified copy of these resolutions to Senator Gilbert and Representative Gordon at Lansing.

Resolution adopted by a vote of yeas and nays.

Referred to the committee on Roads and bridges.

No. 5. By Mr. Clapp: Petition relative to killing deer in Michigan, signed by Otto Ihling, W. A. Forbes and 78 others of Kalamazoo county.

On motion of Mr. Clapp,

The petition was spread at length on the Journal as follows:

*To His Excellency, John T. Rich, Governor, and Members of the Legislature of the State of Michigan Assembled:*

We, the undersigned petitioners, respectfully ask that the law relating to the open season for the killing of deer in Michigan be amended so that the open season in the upper peninsula shall commence the 10th day of October and close the 9th day of November of each year, both of the

opening and closing days inclusive, whereas the season now opens the 25th day of September, closing the 25th day of October; that as the law now is, a vast number of deer are killed and their carcasses are left to rot owing to the warm weather for the first two weeks of the season. Also, that from the 25th day of September to the 10th day of October at least ninety per cent of the deer killed are the does and fawns. The bucks remain in the deep woods in hiding. We believe that if the law be changed as above set forth it will tend to prevent the great destruction of does and fawns.

B. M. Dosenberg,  
 M. H. Depaweeng,  
 Herbert Tyson, Jr.,  
 Herbert Tyson, Sr.,  
 Fred Jeët,  
 Geo. W. Locke,  
 Geo. F. Larned,  
 W. G. Howard,  
 Geo. P. Hopkins,  
 T. F. Giddings,  
 Albert Benson,  
 R. A. Sykes,  
 Richard J. Worthington,  
 Adolph Seiles,  
 Abie Sternfield,  
 P. A. Potts,  
 W. W. Kingsbury,  
 Carl Rudow,  
 Mark D. Jenkins,  
 Will Onnsfer,  
 Frank Scoville,  
 John S. Bailey,  
 Harry Sincere,  
 Walter Dewey,  
 Lewis Carr,  
 Willis Baker,  
 Eddy Rexford,  
 I. J. Quick,  
 C. H. Judius,  
 F. J. Broughton,  
 F. M. Smith,  
 Geo. Van De Walker,  
 W. H. Seckler,  
 B. R. Lum,  
 G. E. Nichols,  
 F. A. Fellows,  
 G. W. Mathers,  
 Cyrus Thayer,  
 E. Broughton,  
 H. F. Holcomb,  
 Register of deeds.

C. E. Foote,  
 C. Beach,  
 F. Rawson,  
 Ben O. Bush,  
 Geo. E. Foote,  
 Geo. W. Kennicott,  
 Otto Ihling,  
 Henry W. Buechner,  
 Alfred W. Clark,  
 L. Heitmann,  
 B. W. Smith,  
 E. M. Roberts,  
 Geo. Prindle,  
 Bernard A. Holcomb,  
 Geo. A. Knappen, Co. Treas.  
 W. A. Forbes, Co. clerk.  
 O. N. Giddings,  
 H. G. Coleman,  
 A. L. Lakey,  
 Trus. Kal. Game & Fish  
 Association.  
 Thomas Madigan,  
 W. S. Cleveland,  
 W. A. Randall,  
 Neal N. Nicholson,  
 W. R. Downey,  
 Wm. A. Ludy,  
 Frank Lounsbery,  
 Geo. Mathews,  
 B. Boerman,  
 F. A. Barber,  
 J. V. Brown,  
 Joseph E. Cowie,  
 Jos. McGrun,  
 S. Rickenmore,  
 Bert Wood,  
 J. Phieffer,  
 P. B. Rickenmore,  
 M. Brown  
 Fred Kasteed,  
 W. F. Sherman, M. D.

Referred to the committee on State affairs.

By unanimous consent, leave of absence was granted to Mr. Gibson for tomorrow's session.

By unanimous consent, leave of absence was granted to Mr. Turnbull for the remainder of this week.

On motion of Mr. Fox,

The Senate adjourned until 11:45 o'clock tomorrow morning.

---

*Lansing, Wednesday, January 18, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

The Journal of Tuesday's session was read and approved.

#### PRESENTATION OF PETITIONS.

No. 6. By Mr. Burt: Petition of Saginaw county farmers' club for better country roads and road legislation.

Referred to committee on Roads and bridges.

#### REPORT OF SELECT COMMITTEE.

The special committee to whom was referred the preparation of resolutions of respect to the memory of the late Honorable Henry P. Baldwin, respectfully submit the following, and ask leave to be discharged from further consideration of the subject :

WHEREAS, We, the members of the Senate and House of Representatives, have learned with sorrow of the death of Honorable Henry P. Baldwin, late Governor of our State and Representative in the Senate of the United States for Michigan, it having, in the providence of the great Fatherhood of all, pleased Him to take from us our fellow associate and brother, the child of His love and pride of our friendship; therefore, be it

*Resolved, by the Senate and House of Representatives of the State of Michigan,* That we deem it fitting to express the feeling of sorrow which is entertained at the death of the late Honorable Henry P. Baldwin, whose long connection with public affairs of the State endeared him to the people.

Mr. Baldwin was a member of the State Senate in the years 1861-1862, years of trial and struggle, in which the untested capacities of our people were brought out by the white heat of civil war. It was the duty of the legislature of which he was a member to establish the methods and provide the means for bringing into the service of the army the hosts of patriotic citizens who volunteered to defend our country. Mr. Baldwin was chairman of the committee on appropriations; and his work on that committee was extremely useful in extending the credit of the State, and providing the means for equipping our soldiers and placing them in a field in a manner that redounded to the honor of Michigan. It was no slight

service and we place our recognition of it on record. The first bold measure undertaken was to recommend a direct tax of \$425,000.00 for military purposes.

Mr. Baldwin was Governor of Michigan for two terms, through the years 1869, '70, '71 and '72. As such he devoted himself earnestly to the public service, and his administration will stand high for well ordered and economical oversight of State affairs. It was Mr. Baldwin that suggested the building of the present State capitol, which was commenced under his auspices and stands an enduring monument to the wisdom and foresight of those who inaugurated, carried on and completed the work.

During Mr. Baldwin's administration the forest fires broke out and devastated a great part of the Huron peninsula. As chairman of the relief committee his services were invaluable. The amount of money disbursed by him in the relief of the people of that region was \$462,000, to which should be added \$250,000 worth of clothing contributed by private individuals and 2,000 blankets, 400 overcoats and many other articles furnished, at his solicitation, by the general government. This great work has lent a deserving lustre to his name.

Mr. Baldwin served as United States Senator by appointment of Governor Croswell, from November 17, 1879, to January 19, 1881, on which last named date he was chosen by the Legislature to fill the unexpired term of Zachariah Chandler, which ended March 4, 1881. In this position he gave his best energies to the interests of the State and the nation.

In all the official positions that he filled, and throughout his career as a private citizen, he exemplified the christian gentleman, prudent and careful in the discharge of his duties, and manifested the integrity and sterling qualities of a long, honorable and successful business and public life.

*Resolved*, That in humble submission to the will and the unchangeable laws of the God of love that has taken from us a faithful man, true in all the walks of life, noble in all his endeavors, grand in all his successes, whether as private citizen, as public servant, or as child of a trustful and sustaining hope, we bow with reverence and holy adoration to our Heavenly Father and repeat "Thy will be done;" thus dedicating ourselves anew to the harvest of a life worthy the opportunity and the example set us.

*Resolved, further*, That a copy of these resolutions be suitably engrossed and sent to the family of the deceased, as a tribute of the Senate and House of Representatives to his worth as an officer of the State government, and an honorable private citizen.

JOSEPH M. WEISS,  
S. W. HOPKINS,  
J. D. TURNBULL,  
*Senate Committee.*

C. W. MOORE,  
R. P. BISHOP,  
A. S. WHITE,  
*House Committee.*

Report accepted.

The question being on the adoption of the resolutions reported by the committee,

The resolutions were adopted by a rising vote.



## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 17, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the members of the Senate and House of Representatives who desire or intend to introduce appropriation bills, be requested to do so at as early a day as possible and also to have the bills complete when introduced.

And to inform the Senate that the House has adopted a substitute for the same as follows:

*Resolved* (the Senate concurring), That the several State boards, managers and officers of the several State institutions, who desire and expect appropriations for said institutions, be requested to complete all of their bills and forward them as soon as possible to the members of the Senate and House who are ready to introduce and work upon them;

Which substitute has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on the adoption of the substitute,

On motion of Mr. Fox,

The Senate concurred.

The Sergeant-at-Arms announced a committee of the House who reported that the House was in waiting and ready to meet the Senate in joint convention.

The President announced that the hour of 12 o'clock noon had arrived, the time fixed for the joint convention of the two Houses for the purpose of comparing the votes taken in the two houses upon the 17th day of January, inst., for Senator in the Congress of the United States, to ascertain if an election has taken place.

The Senate then proceeded to Representative Hall to meet the House in joint convention.

[For proceedings in joint convention, see House Journal.]

The Senate returned to the Senate chamber.

A quorum present.

The President announced that the joint convention had met and compared the proceedings had severally by the two Houses of this Legislature, yesterday, in naming a person for Senator in the Congress of the United States; and that on such comparison it appeared by the records that one hundred and twenty-eight votes had been cast for the said office, of which Eugene H. Belden had received five votes, Daniel J. Campau had received thirty-seven votes, and Francis B. Stockbridge had received eighty-six votes;

*Whereupon*, It had appeared, and had been officially declared that Francis B. Stockbridge having received a majority of all the votes cast



yesterday, severally, in the two Houses (a quorum being present and voting in each), and in the aggregate, was duly elected to the office of Senator in the Congress of the United States from the State of Michigan for the term of six years from the fourth day of March next.

Mr. Weiss offered the following resolution:

*Resolved*, That having learned with regret of the death of the late Hon. Henry P. Baldwin, late governor of this State, and in many other positions a faithful, efficient and honorable public servant; therefore

*Resolved by the Senate* (the House concurring), That a committee of three from the Senate and three from the House, be appointed with authority to make such arrangements for suitable memorial exercises, to be held in the Hall of Representatives at such a time as shall hereafter be named;

Which resolution was adopted.

The President announced the appointment of Senators Weiss, Hopkins and Turnbull as such committee.

On motion of Mr. Mears,

The Senate took a recess until 2 o'clock p. m.

---

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President.

A quorum present.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

House bill No. 31, file No. 3, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Muskegon, and to prescribe his duties, powers and salary,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flesheim  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
Jordan  
McGinley  
McLaughlin

Mr. Mears  
Mellen  
Morrow  
Mugford  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

31  
0

## NAYS.

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Military affairs:

The committee on Military affairs, to whom was referred

House bill No. 4, entitled

A bill to amend sections 1 and 2 of act No. 183 of the public acts of 1889, being an act entitled "An act to provide for the relief outside of the Soldiers' Home of honorably discharged indigent union soldiers, sailors and marines, and the indigent wives, widows and minor children of such indigent deceased union soldiers, sailors and marines,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM MEARS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mears,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flesheim

Mr. Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
Jordan  
McGinley

Mr. McLaughlin  
Mears  
Mellen  
Morrow  
Mugford  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

31  
0

## NAYS.

Title agreed to.

On motion of Mr. Mears,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred House bill No. 18, entitled

A bill to amend section No. 1 of chapter No. 6 of an act entitled "An act to revise and consolidate the laws relating to the public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being act No. 164 of the public acts of 1881 as amended by act No. 56 of public acts of 1887, being section 5103 of Howell's annotated statutes.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

SAMUEL W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

Mr. Hopkins moved that the rules be suspended and the bill be put upon its immediate passage,

Which motion did not prevail.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Counties and towns:

The committee on Counties and towns, to whom was referred House bill No. 17, entitled

A bill to detach certain territory from the township of McMillan in the county of Luce in the State of Michigan and organize the township of Columbus in said county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred Senate joint resolution No. 1, entitled

Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature.

Respectfully report (Senator Charles H. McGinley dissenting) that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

FRANK W. CLAPP, *Chairman*.

Report accepted and committee discharged.

- The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

## NOTICES.

Mr. Crane gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act 152 of the public acts of 1891, entitled "An act to amend sections 1, 8, 9, 12, 15, of act No. 276 of the public acts of 1889, entitled 'An act for the protection of game.'"

Mr. Crane gave notice that at some future day he would ask leave to introduce

A bill for the protection of deer, to provide a punishment for the violation thereof and to repeal all acts and parts of acts in conflict therewith.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to provide for the incorporation of companies to issue abstracts, certificates and guarantees of title and to define their powers and duties.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the use and maintenance of the University of Michigan.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to establish and fix a uniform fare of three cents for the transportation of each and every passenger upon the street railroads owned and operated in this State, and to repeal all provisions in any city charter or in the general laws of this State in contravention thereof.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend section 2 of act No. 137 of the session laws of 1849, being an act entitled "An act to authorize proceedings against garnishees and for other purposes," being compiler's section 8032 of Howell's annotated statutes of 1882.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend section 56 of act No. 153 of the session laws of 1855, being an act entitled "An act to amend chapter 93 of the revised statutes of 1846, of courts held by justices of the peace," the same being compiler's section 6869 of Howell's annotated statutes of 1882.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to establish the Central Michigan Normal School and business institute at Mount Pleasant, Michigan.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of Belding, Ionia county.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boilers and settings, for a water tower, for electric lighting, for new engines and setting, and for a physician's cottage at the Michigan Asylum for the Insane at Kalamazoo.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to authorize the incorporation of associations and companies for the purpose of engaging in the business of conveying passengers, mails, merchandise and baggage with carriages, hacks, buses, wagons, sleighs, and other vehicles over any defined route or routes or within the corporate limits of any city or village within this State, and for the general transportation and transfer of passengers, merchandise and baggage by hack, bus, transfer and baggage companies.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill making it unlawful for any individual or member of any firm or the agent, officers or employes of any corporation to prevent or attempt to prevent employes from forming, joining and belonging to any lawful labor organization and providing a penalty for coercing, attempting to coerce, discharging or threatening to discharge them for the same.

#### MOTIONS AND RESOLUTIONS.

Mr. Pierce offered the following resolution:

**WHEREAS**, The Legislature has learned with deep regret of the death of Hon. Rutherford B. Hayes, ex-President of the United States; therefore

*Resolved* (the House concurring), That a committee of three Senators and three Representatives be appointed to draft and report suitable resolutions with reference to the subject;

Which resolution was adopted.

Mr. Pierce offered the following resolution:

*Resolved*, That the reading of the Daily Journal be dispensed with for this session and that the Secretary be authorized to make all necessary corrections in the Journal from day to day;

Which resolution was adopted.

Mr. Brundage offered the following resolution:

*Resolved*, That the flag of the Senate be placed at half mast for a period of ten days in honor of ex-President Rutherford B. Hayes, who expired January 17, at 11 o'clock p. m.

The question being on the adoption of the resolution,

Mr. Hopkins moved to amend the resolution by inserting after the name, "Rutherford B. Hayes," the name of ex-Governor Henry P. Baldwin;

Which motion prevailed and the resolution was so amended.

The resolution as amended was then adopted.

Mr. Flesheim offered the following resolution:

*Resolved*, That the Secretary of the Senate furnish to the reporters in regular attendance upon the session copies of all printed matter supplied to the Senators;

Which resolution was adopted.

Mr. Sabin offered the following concurrent resolution:

**WHEREAS**, Under the provisions of acts passed by the Legislature of 1891, the several institutions of this State have been managed and controlled by partisan boards, in part, at least, and by officials without previous experience in the discharge of the duties of their several positions; and

**WHEREAS**, In view of the fact that the boards in charge of these institutions have prepared their estimates of appropriations needed to defray

the expenses of said institutions during the next two years, the interests of the people of Michigan demand, that their chosen representatives shall make full investigation into the management and condition of each of said public institutions, and report the result of such investigation to the Legislature; therefore

*Resolved by the Senate* (the House concurring), That to give the several committees of the two Houses opportunity to visit and investigate the State institutions, when the Legislature adjourns on Saturday, the 21st instant it stand adjourned until Monday the 30th instant, at 9 o'clock p. m.

The question being on the adoption of the resolution,

Mr. Hopkins offered the following substitute:

WHEREAS, It is necessary that the several committees have time to visit the several State institutions; therefore, be it

*Resolved by the Senate* (the House concurring), That when the Legislature adjourn on Saturday next, it adjourn to meet Monday, the 30th inst., at 9 o'clock p. m.;

Which substitute was adopted.

The question being on the adoption of the resolution as substituted,

Mr. Turnbull offered the following substitute therefor:

*Resolved*, That a special committee of ten, five from the House and five from the Senate, be appointed to investigate the State institutions and report same to the Legislature.

Pending which,

Mr. McLaughlin moved the previous question,

Which motion was supported.

The question then being, "shall the main question now be put,"

The previous question was ordered.

The question then being on the substitute offered by Mr. Turnbull.

Mr. Turnbull demanded the yeas and nays.

The substitute then was not adopted by yeas and nays, as follows:

#### YEAS.

Mr. Burt  
Clark

Mr. Doran  
Gilbert

Mr. Jordan  
Turnbull

6

#### NAYS.

Mr. Barnard  
Brundage  
Clapp  
Crane  
Earle  
Flesheim  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin

Mr. Morrow  
Pasco  
Pierce  
Sabin  
Steel  
Weiss

20

The question being on the adoption of the resolution as substituted,

Mr. Doran demanded the yeas and nays.

The resolution as substituted was then adopted by yeas and nays as follows:

## YEAS.

Mr. Barnard  
Brundage  
Crane  
Earle  
Flesheim  
Fox  
Garvelink  
Gibson

Mr. Hopkins  
Hough  
Jewell  
Jordan  
McGinley •  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

22

## NAYS.

Mr. Burt  
Clark

Mr. Doran  
Gilbert

Mr. Mugford  
Turnbull

6

Mr. Clapp offered the following resolution:

*Resolved*, That the committee on Railroads, to whom was referred Senate bills Nos. 2 and 4 (known as the anti free pass bills), be requested to report to the Senate one of said bills, with or without amendments thereto, or a substitute thereof, at said committee's earliest convenience,

On which Mr. Clapp demanded the yeas and nays.

The resolution was then adopted by yeas and nays as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crain  
Doran  
Earle  
Flesheim

Mr. Fox  
French  
Gravelink  
Gilbert  
Hough  
Jewell  
Jordan  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

29

## NAYS.

0

## INTRODUCTION OF BILLS.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 31, entitled

A bill to provide for a commission to locate and mark the positions and places occupied by Michigan regiments and batteries who fought upon the battlefields of Chickamauga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expense of the same.

The bill was read a first and second time by its title, and referred to the committee on Military affairs.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 32, entitled

A bill to regulate the interest, discount or consideration upon the loan or forbearance of money, money due on account, judgments, verdicts, decrees, goods, rights and choses in action, and to provide a remedy for the



recovery of any property usuriously taken, and for the punishment for the taking of usury.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Judiciary.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 33, entitled

A bill to amend sections 14 and 15 of act No. 59 of the laws of 1851, relative to the incorporated telegraph companies, being sections 3706 and 3707 of Howell's annotated statutes of 1883.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Banks and corporations.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 34, entitled

A bill to amend section 4 of an act entitled an act supplementary to an act entitled "An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein," approved March 27, 1867, being compiler's section 9867 of Howell's annotated statutes, and to add a new section thereto, to stand as section seven of said act, in place of section seven which was repealed by act sixty-seven, approved May 10, 1879.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Labor interests.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 35, entitled

A bill to repeal all of act No. 172 of the public acts of 1889, being compiler's section 9881c, Howell's annotated statutes, entitled "An act relative to the confinement in this State of persons committed or sentenced by the courts of the United States or of the territories."

The bill was read a first and second time by its title, ordered printed and referred to the committee on Labor interests.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 36, entitled

A bill to authorize the township of Grant, in the county of Iosco, Michigan, to borrow money upon its bonds to pay a judgment entered on its bonds issued for the Tawas and Grant plank road.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 37, entitled

A bill to amend recited section 48 of act No. 150 of the public acts of 1887, entitled "An act to amend section 46 of act No. 198 of the session laws of 1873, entitled 'An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State,'" approved May 1, 1873, as amended by act No. 174 of the public acts of 1883, and to add two new sections to said act to stand as sections 47 and 48.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 38, entitled

A bill to amend section 1 of act No. 156 of session laws of 1891, entitled "An act to regulate interest of money on account, interest on money, judgments, verdicts," etc., approved June 24, 1891.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

### THIRD READING OF BILLS.

Senate bill No. 7, entitled

A bill to amend section 2 of act No. 221 of the public acts of 1861, the same being compiler's section 8662 of Howell's annotated statutes of 1882,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

### YEAS.

|             |           |                |
|-------------|-----------|----------------|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |
| Brundage    | French    | Mears          |
| Burt        | Garvelink | Mellen         |
| Champion    | Gibson    | Pierce         |
| Clapp       | Hopkins   | Sabin          |
| Clark       | Hough     | Steel          |
| Doran       | Jewell    | Turnbull       |
| Earle       | Sordan    | Weiss          |
| Flesheim    | McGinley  |                |
|             |           | 26             |

### NAYS.

0

The question being on agreeing to the title,

Mr. Flesheim moved to amend the title as follows:

By inserting after the figures "1861," the following: "Entitled 'An act giving to circuit courts jurisdiction by information in the nature of quo warrant in certain cases,' approved March 15, 1861;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate took up the order of

### PRESENTATION OF PETITIONS.

No. 7. By Mr. Jordan: Answer of Hon. Milton F. Jordan to the protest of Samuel M. Wilkins to a seat in the Senate.

On motion of Mr. Jordan,

The answer was ordered spread at length upon the Journal as follows:

*To the Honorable the Senate of the State of Michigan:*

In the matter of the protest and contest filed by Samuel M. Wilkins against the admission of Milton F. Jordan to a seat in the Senate from the

fifteenth senatorial district. The contestee answers to said protest and contest as follows:

I.

The contestee states that he resides at Middleville in the county of Barry, and was a resident and elector there on the 8th day of November last.

II.

Contestee admits allegations in paragraph II of contestant's protest.

III.

Contestee denies the allegations of contestant in paragraphs III and IV of contestant's protest and in reply thereto alleges that there was no regularly called convention of the republican party at Hastings on said date, but that said regularly called republican senatorial convention was held at Nashville, Barry county, some time previous thereto and at which time and place no nomination was made for the office of State Senator.

IV.

Contestee claims' allegation in paragraph IV of contestant's protest is immaterial.

V.

Contestee denies the allegations in paragraph V of contestant's protest.

VI.

Contestee admits the allegation of contestant in paragraph VI of contestant's protest.

VII.

Contestee admits allegation in paragraph VII of contestant's protest as to how the tickets were printed.

VIII.

Contestee answering paragraph VIII of contestant's protest, alleges that at said convention contestee was tendered the nomination for the office of prosecuting attorney for Barry county, but that he, contestee, then and there emphatically and repeatedly stated to the convention that he would not accept such nomination, and that he never at any time after said convention considered himself the nominee of said convention for the said office of prosecuting attorney for Barry county, and does not believe that the democratic county committee of Barry county so treated the matter. That others in said convention received a majority of all the votes cast by the delegates thereto and for said office, that contestee never accepted or resigned said nomination and believes that the democratic county committee of Barry county at the time and ever thereafter treated and considered the matter as a vacancy as contestee then and thereafter told the chairman thereof that they must do on account of contestee's positive refusal to become such candidate before, while and after the balloting therefor.

IX.

Contestee admits the allegations in paragraph IX of contestant's protest

as to the nomination of Wm. O. Lowden by the prohibition party subsequently thereto.

X.

Contestee admits allegation in paragraph X of contestant's protest, that contestee, Milton F. Jordan, was nominated for State Senator by the populist and democrats after said Barry county democratic convention, when and where contestant alleges contestee was nominated for prosecuting attorney.

XI.

Contestee admits allegation in paragraph XI of contestant's protest as to the time and place of meeting of the prohibition senatorial convention for said district, further answering says that said convention was regularly called.

XII.

Contestee admits allegation in paragraph XII of contestant's protest, and further claims and believes and charges that other persons were present at such convention whose names are unknown to contestee.

XIII.

Contestee admits allegation in paragraph XIII of contestant's protest, that said convention empowered the prohibition county committee of Barry county to name a candidate for State Senator. See minutes of Walter Webster, chairman and secretary of said convention, marked "Exhibit A" in contestant's petition.

XIV.

Contestee admits allegation in paragraph XIV of contestant's protest, but in answering says: That the election of said senatorial committee was not made known or communicated to the Barry county prohibition committee.

XV.

Contestee denies the allegation of contestant in paragraph XV of protest and refers to affidavit of Walter Webster hereto annexed, marked, "Exhibit B" attached to answer of contestee.

XVI.

Contestee denies such and every of the allegations in paragraph XVI of protest and further answering thereto says: That he never had any agreement or arrangement whatever with the said Wm. D. Lowden as therein alleged, and well knows that no other persons ever had, or attempted to make such an arrangement, either for contestee or said Lowden, and that no conversation was ever had in relation thereto between contestant and said Lowden, for the reason that said Lowden believed and treated the matter of the nomination for office of prosecuting attorney on democratic ticket as a vacancy, the same as contestee did.

XVII.

Contestee denies each and every of the allegations in paragraph XVII of contestant's protest, as to fraud or collusion on the part of chairman and secretary of the Barry county prohibition committee and in answer thereto

says that such certificate was so made, believing as they thought they had a perfect and good right to do, and that such right had been conferred on them by the regular prohibition convention previously held at Nashville, and believing that no other senatorial committee had been elected or appointed, supposed that by such action of such convention conferring power on their committee to select such senatorial candidate that they were in reality the chairman and secretary of the senatorial committee and that by such action they were required by law and such convention to make such certificate to the board of election commissioners in both Eaton and Barry counties. Contestee also further answering says that the said chairman and secretary of Barry county prohibition committee not only made such certificate but that they also certified the nomination of Milton F. Jordon, as requested and notified to do by Walter Webster, chairman and secretary of senatorial prohibition convention to the chairman and secretary of the Eaton county prohibition committee, and that after such certification by the said chairman and secretary of the Barry county prohibition committee to the chairman and secretary of the Eaton county prohibition committee, they, the said committee, Schuyler S. Boorne, chairman, and Lyman T. White, secretary, duly certified such nomination of William F. Jordan for the office of State Senator for the 15th senatorial district to the board of election commissioners for Eaton county a verified copy of said certificate, being hereto annexed and made a part of this answer and marked "Exhibit C," and further that this right has never before or since said time been questioned by anyone claiming to be a member of senatorial committee.

#### XIX.

Contestee further answering claims and says that the answer contained in preceding paragraph is of equal force in reply to paragraph XIX of contestant's protest.

#### XX.

Contestee alleges that in reply to paragraph XX of contestant's protest, that the said Dr. Wm. Parmenter named therein was acting, if he acted as alleged therein, in behalf of contestant, Samuel M. Wilkins, and not for and in behalf of the prohibitionists on the prohibition senatorial committee. And contestee further alleges, that said Dr. Wm. Parmenter informed contestee, by letter, that he had first learned of contestee's nomination from and by Samuel M. Wilkins, who had that day made him a personal visit. Contestee further alleges, that said Wm. Parmenter thereafter during said campaign continued to hold consultations and communications with said Wilkins, and to aid and advise with said Wilkins in said matter, and that the success of the said Samuel M. Wilkins was the extent and only and sole interest held or manifested by the said Parmenter, which condition ever hath and still doth since said time continued. And, in further answer thereto, contestee avers that he had no knowledge whatever of any intention on the part of Dr. Wm. Parmenter or Dr. M. C. Woodmancy, or any other person or persons, to withdraw contestee's name from said prohibition ticket, and never knew that any such arrangements had been made or talked of or consented to, and refers to the affidavit of M. C. Woodmancy, marked "Exhibit D," and made a part of this answer; also affidavit of Wm. O. Lowden, marked "Exhibit E," and made a part of this answer; also a letter from S. S. Boorne, chairman Eaton county prohibition committee, marked "Exhibit F," and made a part of this answer.

## XXI.

Contestee denies the allegation in paragraph XXI of contestant's protest in reference to protest by S. S. Boorn and refers to the affidavit of M. C. Woodmancy, marked "Exhibit D" and the affidavit of Wm. O. Lowden marked "Exhibit E," and the letter of S. S. Boorn marked "Exhibit F," and further answering avers that such board of election commissioners of Eaton county did their duty lawfully and manfully in causing the name of contestee to be printed on said ballots.

## XXII.

Contestee in answering paragraph XXII of protest says that the said Milton F. Jordan admits that there was cast for him for the office of State Senator in said senatorial district 6,947 votes, and that said contestant received 6,621 votes for said office, making a clear, legal and rightful majority of votes cast for Milton F. Jordan for State Senator for the fifteenth senatorial district of Michigan of 326, which said majority entitles contestee to his said senatorial seat, now held by him as certified by the election canvassing boards of both said Eaton and Barry counties, constituting said senatorial district and as by the clerk of Eaton county certified to the Secretary of State. Contestee denies that there was 339 prohibition votes cast for him for said office in the county of Eaton and denies that there was 350 prohibition votes cast for him for said office in Barry county and in answer says that said contestant, nor any other person can tell or compute or demonstrate or even approximate the number of prohibition votes cast in either county. That some prohibitionists did not vote at all for State Senator and some prohibitionists voted for said Samuel M. Wilkins, and that the number of prohibitionists voting for either can not be ascertained without an inspection of all the ballots cast at said election.

## XXIII.

Contestee in answering the allegations in paragraph XXIII of protest says that all such prohibition votes cast at said election were so voted under legal warrant and lawful authority, and that no fraud or deception was practiced by Milton F. Jordan on any one for him or in his behalf, or to his knowledge or by the chairman and secretary of the Barry county prohibition committee, or by the Eaton county prohibition committee, or any one acting for them, nor by the board of election commissioners of Eaton or Barry county but that said Milton F. Jordan's name was rightfully and lawfully printed on the ballots in both Eaton and Barry counties as contemplated and directed by the regularly called prohibition senatorial convention of Sept. 30, 1892, at Nashville. See "Exhibit B" Webster's affidavit, "Exhibit G" Charles H. Thomas' affidavit, exhibit and affidavit of Walter Webster in protest marked "Exhibit A," Woodmancy's affidavit marked "Exhibit D."

## XXIV.

Contestee in answering paragraph XXIV and the subdivisions thereof, in contestant's protest says that

1st. The name of Milton F. Jordan was not fraudulently printed upon such prohibition ticket.



2d. The name of Milton F. Jordan was authorized and instructed by a regularly called prohibition senatorial convention to be printed thereon.

3d. The name of Milton F. Jordan was certified by the only committees who had authority to make such certificate.

4th. The name of Milton F. Jordan was legally and regularly authorized to be printed on the prohibition ticket for State Senator.

5th. The printing of Milton F. Jordan's name upon the prohibition ticket for the office of State Senator was, with warrant and authority of law, and not a fraud upon the voters of the 15th senatorial district.

6th. That the prohibition votes cast for said Milton F. Jordan are legal and were lawfully cast for him.

7th. Said Milton F. Jordan was nominated and regularly chosen by a regularly called prohibition convention for the office of State Senator, and that such convention authorized and provided for his selection, and that he was chosen and nominated in accordance therewith.

8th. Said Milton F. Jordan did receive a majority of 326 votes for the office of State Senator in the 15th senatorial district, of all the legal votes cast.

9th. The name of Milton F. Jordan was printed on the prohibition ticket in compliance and conformity with the provisions of section 10 of the election law of 1891, and the other sections of said law.

10th. Section 10 of paragraph XXIV of contestant's protest, contestee in answering says, that the charge of fraud therein contained against the chairman and secretary of Barry county prohibition committee is absolutely false and untrue, as contestant well knows; and the charge therein that contestee consented, approved, and had knowledge of fraud and wrong doing in relation thereto, is also absolutely untrue and false. And contestee further says in answer thereto, that he had no knowledge of any fraud or deception or wrong doing, except that which the said Samuel M. Wilkins endeavored to perpetrate through the instrumentality of the said Dr. Parmenter, as shown by the petition and exhibits filed in this case, wherein it is shown that they conspired together to secure the removal of the name of Milton F. Jordan from said prohibition ticket and to prevent the printing thereof on said ballots, prompted alone by the selfish interests of said Samuel M. Wilkins and the desire on the part of said Dr. Parmenter to serve his brother doctor, Samuel M. Wilkins.

Your contestee further answering says, that this Senate can not rightfully deduct from his majority any part of the prohibition or other votes cast for him for said office, and thereby defeat the right of contestee and the rights of the voters who have by a decisive majority chosen and elected Milton F. Jordan as State Senator for the 15th senatorial district of Michigan, and your contestee believing that he has been rightfully and legally elected to said office for the present term thereof, asks this honorable Senate to so decide and declare said Milton F. Jordan duly elected to said office and entitled to his seat in the Senate of the Michigan Legislature for the years 1893 and 1894.

MILTON F. JORDAN.

STATE OF MICHIGAN, }  
COUNTY OF ..... } ss.

On this 17th day of January, A. D. 1893, personally appeared before me, the subscribed, a notary public in and for ..... Milton F. Jordan, who being by me first duly sworn, says that he has rendered the foregoing answer to the protest of Samuel M. Wilkins, and



knows the contents thereof, and that the same is true, as he believes from personal knowledge and information, and that he has such information in relation thereto that he believes the same to be true.

Subscribed and sworn to before me this 17th day of January, A. D. 1893.

SAMUEL W. HOPKINS,  
*Notary Public in and for Ingham County.*

**"EXHIBIT F."**

*Mr. Jordan:*

DEAR SIR—I have written a little statement in regard to the error of Dr. Wilkins' charges. Please hand it to the committee referred to. I would be willing to make oath, but it probably is not necessary.

Yours etc.,

S. S. BOORN.

*Eaton Rapids, Mich., January 14, 1893.*

*To the Committee of Contested Election of the Senate of the State of Michigan:*

SIRS—I see in the Legislative Journal of January 4, article 21 of Samuel M. Wilkins' protest against the seating of Milton F. Jordan, that I went before the commissioners of election of Eaton county and protested against the name of said Jordan appearing upon the prohibition ticket for State Senator, which is something of an error. I did go to the county clerk's office on the evening of October 28, after attending the conference referred to in Dr. Parmenter's affidavit to see if said Jordan's name could be removed from the ticket, provided he had a chance to make a public declaration, and would not. The said Jordan never had such a chance in Eaton county to my knowledge and therefore I had no authority to have his name withdrawn.

Respectfully yours,

S. S. BOORN,

*Chairman Eaton County Prohibition Committee.*

**"EXHIBIT C."**

PROHIBITION  
TICKET.

*To the County Clerk of Eaton County, State of Michigan:*

I, Schuyler S. Boorn, chairman, and I, Lyman T. White, secretary of the county committee for Eaton county, of the prohibition party, do hereby certify that the above is a true copy of the vignette, prepared and adopted by the State central committee of the prohibition party, to be printed at the top of the column of the official ballot assigned to said party as a distinctive and characteristic heading thereto.

(Signed)

SCHUYLER S. BOORN, *Chairman.*

(Signed)

LYMAN T. WHITE, *Secretary.*

## LEGISLATIVE TICKET.

For Senator in State Legislature, 1st district,  
MILTON F. JORDAN.

For Representative in State Legislature, 1st district,  
BENJAMIN F. BAKER.

For Representative in State Legislature, 2d district,  
SCHUYLER S. BOORN.

## COUNTY TICKET.

For Judge of Probate,  
WILLIAM PARMENTER.

For Sheriff,  
JOSEPH SHAW.

For County Clerk,  
WILLIAM A. DECKER.

For County Treasurer,  
JERRIE MIKESELL.

For Register of Deeds,  
SAMUEL MILLER.

For Prosecuting Attorney,  
EDWARD A. FOOTE.

For Circuit Court Commissioner,  
CLARK C. WOOD.

For Surveyor,  
JARED F. SYKES.

For Coroners,  
VALEROUS M. SMITH,  
MARTIN HARRIS.

Dated at Eaton Rapids, Mich., October 17, 1892.

STATE OF MICHIGAN, }  
COUNTY OF EATON, } ss.

*Probate Court for Said County.*

I, Linnie DeGroff, do hereby certify that I am register of the probate court for said county, and that I have compared the foregoing copy of a part of the notice of the legislative and county ticket nominees of the prohibition party for the respective offices mentioned therein, filed with the election commissioners of Eaton county by the chairman and secretary of the county committee of said party, with the original record thereof, now

remaining in this office, and have found the same to be a correct transcript therefrom, and the whole of such original record.

[ L. S. ] In testimony whereof, I have hereunto set my hand and affixed the seal of the probate court at the city of Charlotte, this 13th day of January, A. D. 1893.

LINNIE DEGROFF,  
*Register of the Probate Court.*

STATE OF MICHIGAN, }  
COUNTY OF EATON, } ss.

*Probate Court for Said County.*

I, Jacob L. McPeck, do hereby certify that I am presiding judge of the probate court aforesaid, which is a court of record and the foregoing exemplification of record is authenticated in due form.

[ L. S. ] In testimony whereof, I have hereunto set my hand and affixed the seal of the probate court, at the city of Charlotte, this 13th day of January, A. D. 1893.

JACOB L. MCPEEK,  
*Judge of Probate.*

“EXHIBIT B.”

STATE OF MICHIGAN, }  
BARRY COUNTY, } ss.

Walter Webster, being duly sworn, says that he resides in the village of Nashville in said county, that he is an attorney at law and was present as a delegate to the prohibition senatorial convention, held for the purpose of nominating a candidate for the office of State Senator for the counties of Eaton and Barry; that said convention was held at the office of deponent in said village on the 30th day of September, A. D. 1892. Deponent further says that no secretary was chosen at said convention, but at the request of the delegates present deponent kept the minutes of said convention; that at such convention Edwin A. Fox, a delegate present, moved that the selection of a candidate for the office of State Senator for said counties be left to the prohibition county committee of Barry county, the chairman of which committee was Dr. M. C. Woodmansee of Hastings, Michigan, and the secretary was Howard Thomas of Hastings, Michigan; that nothing was said in said motion about said committee selecting a party or political Prohibitionist as such candidate; that the question of the politics of the candidate to be selected or the person was not mentioned in said motion nor discussed in any way except that said Cox may have said it would be agreeable to him to have the chairman of said Barry county committee, Dr. M. C. Woodmansee, named as such candidate, but no instructions to that effect were embodied in said motion, as the whole matter of selecting such candidate was left with said Barry county committee, and further deponent says not.

WALTER WEBSTER.

Subscribed and sworn to before me this 16th day of January, A. D. 1893.

WALTER S. POWERS,  
*Notary Public in and for Barry county.*

## "EXHIBIT H."

STATE OF MICHIGAN, }  
COUNTY OF BARRY, } ss.

William O. Lowden, being duly sworn, deposes and says, that he is a resident of the city of Hastings, Barry county, Michigan; that he has read paragraph sixteen, of the protest entered by Samuel M. Wilkins against the seating of Milton F. Jordan, as Senator, in the Michigan Legislature, from the fifteenth senatorial district.

Deponent further says that he is well acquainted with said Milton F. Jordan, and of the fact of his being nominated for the office of prosecuting attorney, for Barry county, by the democratic party; but that such nomination was made against the wish and repeated protest of said Milton F. Jordan.

Deponent further says that he never had any conversation, whatever, with said Milton F. Jordan, as to his (Jordan) declining the nomination for prosecuting attorney, on said democratic ticket, with the understanding that the name of this deponent should be substituted therefor, and that in return therefor this deponent would have the name of Milton F. Jordan placed on the prohibition ticket, for State Senator, from said fifteenth senatorial district; nor did he ever authorize anyone to act for him with such an object in view, or to make such a proposition to said Milton F. Jordan or any one else; nor does he think that such a proposition was ever made or thought of; and further deponent says not.

W. O. LOUDEN.

Subscribed and sworn to before me, this 12th day of January, A. D. 1893.

WM. H. FROST,  
*Notary Public, Barry Co., Mich.*

## "EXHIBIT I."

STATE OF MICHIGAN, }  
COUNTY OF BARRY, } ss.

Norman Bailey, being duly sworn, deposes and says, that he resides at Hastings, Barry county, Mich., and is the present chairman of the democratic county committee, and was during the campaign of 1892.

Deponent further says that he was present at the democratic county convention, held at the city of Hastings, in the month of August, A. D. 1892, for the nomination of candidates for the various county offices; that at such convention Milton F. Jordan was nominated for the office of prosecuting attorney, but that said nomination was made against the wish and protest of said Jordan.

That when the balloting was being had for a candidate for the office of prosecuting attorney said Milton F. Jordan repeatedly informed said convention that he would not accept the nomination for prosecuting attorney if it was given him.

Deponent further says that said Milton F. Jordan never accepted said nomination for the office of prosecuting attorney, and that in consequence thereof the Barry county democratic committee placed the name of William O. Lowden upon the democratic ticket for prosecuting attorney, and that the name of said William O. Lowden was placed on said demo-

cratic ticket without the request of said Milton F. Jordan or anyone in his behalf, and further deponent says not.

NORMAN BAILEY.

Subscribed and sworn to before me, this 13th day of January, A. D. 1893.

WM. H. FROST,  
*Notary Public, Barry Co., Mich.*

"EXHIBIT G."

STATE OF MICHIGAN, }  
COUNTY OF GRAND TRAVERSE, } ss.

Charles H. Thomas, being duly sworn, deposes and says, that he is a resident of Traverse City, Michigan, having moved to his present place of residence from the county of Barry, on the 27th day of December, A. D. 1892.

Deponent further says that he was secretary of the Barry county prohibition committee, in the campaign of 1892; and that as such secretary he was informed by Dr. Matthew C. Woodmansee, who was chairman of said county committee, on or about the 1st day of October, A. D. 1892, that he (Woodmansee) had received a letter from Walter Webster of Nashville, Mich., to the effect that at the senatorial convention, for the 15th senatorial district, held at the village of Nashville, on the 30th day of September, A. D. 1892, it was decided by a vote of said convention to leave the nomination of a candidate for the State Senate in said 15th district, to the Barry county prohibition committee, and at said time this deponent was requested by said Dr. M. C. Woodmansee, to write to the chairman of the prohibition party of the different townships, and request them to write at once, as to whom they desired for a candidate for State Senator, from said 15th senatorial district, and on the receipt of the replies to said letters it was found that a portion of said chairmen desired said Dr. M. C. Woodmansee, as such candidate and a portion Milton F. Jordan; that said Dr. M. C. Woodmansee, then and there declared that he was not a candidate for said office, and would not accept of it under any circumstances; and thereupon went to Eaton county to consult with the chairman and secretary of the prohibition committee of that county, concerning the placing of Mr. Jordan's name upon the ticket, as candidate for the office of State Senator, and that on his return said M. C. Woodmansee informed this deponent that it would be entirely satisfactory to the prohibitionists of Eaton county to have the name of said Milton F. Jordan placed upon their ticket, if he would make a statement as to what he would do in the way of securing temperance legislation in case he was elected, and that thereupon the name of said Milton F. Jordan was placed upon the prohibition ticket and certified to the clerk of the board of election commissioners of Barry and Eaton counties.

This deponent further says that the name of said Milton F. Jordan was not placed upon said prohibition ticket and certified to the clerk of the board of election commissioners fraudulently as set forth in paragraph seventeen of said petition, filed by said Samuel M. Wilkins. It was certified to by said Dr. M. C. Woodmansee, and this deponent as chairman and secretary of the senatorial committee, but that it was certified to by them as chairman and secretary of the county committee, also, and that the name of said Milton F. Jordan was placed upon said prohibition ticket.

and certified to in good faith and with no intent to deceive or defraud the electors of said Barry and Eaton counties, and further deponent says not.

CHARLES H. THOMAS.

Subscribed and sworn to before me, this 14th day of January, A. D. 1893.

GEO. H. CROSS,  
*Notary Public, Grand Traverse Co., Mich.*

"EXHIBIT E."

STATE OF MICHIGAN, }  
COUNTY OF BARRY, } ss.

William O. Lowden, being duly sworn deposes and says that he is a resident of the city of Hastings, Barry county, Michigan; that he has read paragraph twenty, of the protest entered by Samuel M. Wilkins against the seating of Milton F. Jordan, as Senator from the fifteenth senatorial district of Michigan and that he has also read "Exhibit D" attached to and made a part of said petition.

Deponent further says that on the 28th day of October, A. D. 1892, Dr. M. C. Woodmansee chairman of the Barry county prohibition county committee, and himself attended a conference held in Dr. William Parmenter's office in the village of Vermontville, Eaton county, Mich.; that there was present at such meeting S. S. Boorn, Lyman T. White, Chas. G. Bale, Chas. E. Hammond, Dr. M. C. Woodmansee and this deponent; that at said conference the question was discussed as to said Milton F. Jordan's name appearing upon the prohibition ticket for State Senator for the fifteenth senatorial district, and as to his being a prohibitionist; and it was then and there agreed that said Milton F. Jordan's name should be stricken from the prohibition ticket of Eaton county, only, unless he should make a declaration as to his being a political prohibitionist, as set forth in "Exhibit D", with the further understanding that said Milton F. Jordan's name stricken from said Eaton county ticket, until after he (Jordan) had been notified of the result of said conference and given a fair chance to make a public declaration as to his political standing and refused so to do, and under no circumstances before; and it was further agreed and understood that before the name of said Milton F. Jordan should be taken off said ticket in Eaton county, said Lyman T. White was to notify said Dr. M. C. Woodmansee that said Milton F. Jordan had refused to make a public declaration as to his political standing after having been given a fair chance so to do, and to the entire satisfaction of said Dr. M. C. Woodmansee and this deponent; and that said Dr. M. C. Woodmansee was then to notify the clerk of the board of election commissioners of the county of Eaton to take the name of said Milton F. Jordan off the prohibition ticket in the county of Eaton.

And that in pursuance with said agreement this deponent on reaching home, immediately wrote to the clerk of the board of election commissioners of Eaton county not to take the name of said Milton F. Jordan from the prohibition ticket, until instructed so to do by said Dr. M. C. Woodmansee, a copy of which letter is hereto attached and marked "Exhibit B."

Deponent further says that neither Dr. M. C. Woodmansee nor himself ever received any notice from said Lyman T. White, to the effect that said Milton F. Jordan had been notified to make a statement and refused to do



so, as per said agreement, and this deponent has good reason to believe and does believe and alleges the truth to be that said Milton F. Jordan was never notified or given an opportunity to make a public declaration as per the terms of said agreement, nor was he ever notified of the result of said conference, and that by reason of such failure the name of said Milton F. Jordan was allowed to remain on said prohibition ticket in Eaton county, and further deponent says not.

WM. O. LOUDEN.

Subscribed and sworn to before me this 12th day of January, A. D. 1893.

WM. H. FROST,  
Notary public, Barry Co., Mich.

"EXHIBIT D."

STATE OF MICHIGAN, }  
COUNTY OF BARRY, } ss.

Matthew C. Woodmansee being duly sworn, deposes and says, that he is a resident of the city of Hastings, Barry county, Michigan, and a physician by profession, and the chairman of the Barry county prohibition committee; that he has read paragraph twenty of the protest entered by Samuel M. Wilkins against the seating of Milton F. Jordan as State Senator from the fifteenth senatorial district of Michigan, and that he has also read "Exhibit D" attached to and made a part of said petition.

Deponent further says as chairman of the prohibition county committee of Barry county, he received on the 1st day of October, A. D. 1892, a letter from Walter Webster, of Nashville, Mich., in substance as follows:

"Nashville, Mich., Oct. 1, 1892.

"Dr. M. C. Woodmansee; Hastings, Mich.:

"DEAR SIR—At the senatorial convention held here yesterday on account of there being but few present, a motion was made and carried empowering the prohibition county committee to nominate a candidate for State Senator for this district, and when you have made the nomination you are to certify the same to the Eaton county prohibition committee.

"Very truly yours,

"WALTER WEBSTER."

That in pursuance of the authority so given at such convention this deponent instructed Charles H. Thomas, secretary of the prohibition county committee, to write to the chairman of the several townships of Barry county, who constituted the Barry county prohibition committee, requesting them to name a candidate for State Senator; that on receipt of the replies to such letters it was found that a portion of the chairmen favored Milton F. Jordan for State Senator and a portion this deponent; but as this deponent was not a candidate, and would not consent to allow his name to be placed upon the ticket as such candidate, he went to Eaton county for the purpose of consulting with S. S. Boorn and Lyman T. White as whether or not the nomination of said Milton F. Jordan would be satisfactory to the prohibitionists of Eaton county, and at such conference said S. S. Boorn and Lyman T. White informed this deponent that if said Milton F. Jordan would sign a statement such as he had before made to this deponent, that in case he was nominated for State Senator on the prohibition ticket, he would vote and work for such temperance measures



as his constituents should desire, they would be willing that said Milton F. Jordan's name should go upon the ticket as candidate for State Senator, and that they would do all in their power to elect him, and said Milton F. Jordan having signed such an agreement, a copy of which is hereto attached and marked "Exhibit A," this deponent caused said Milton F. Jordan's name to be placed upon the prohibition ticket, in the county of Eaton, as candidate for State Senator; that in doing so he acted in the best of good faith, and supposed everything was entirely satisfactory until he received a notice from said Lyman T. White requesting him to meet the prohibitionists of Eaton county at Dr. Parmenter's office, in the village of Vermontville, Eaton county, Mich., and that in compliance with such request he and William O. Lowden attended a conference held at such place on the 28th day of October, A. D. 1892.

Deponent further says that there was present at such conference S. S. Boorn, Lyman T. White, Charles G. Bale, William O. Lowden, Charles G. Hammond and this deponent; that at said meeting the question of said Milton F. Jordan's political standing was discussed, and some dissatisfaction manifest on the part of several of the Eaton county parties concerning said Jordan's name appearing upon their ticket; that this deponent then and there stated the conversation that was had between said S. S. Boorn and Lyman T. White, as before set forth in this affidavit, and stated that at that time no objection was raised to Mr. Jordan's name going upon the ticket, and he supposed that everything was understood and thoroughly satisfactory, and that said Boorn and Lyman S. White did not at this conference deny but that it was.

But in connection with other parties insisted that said Milton F. Jordan be compelled to make a public declaration as to his political standing, and that this should be done on or before the 29th day of October, A. D. 1892, as set forth in "Exhibit D" attached to said petition.

Deponent further says that it was agreed and understood that before said Milton F. Jordan's name should be stricken from said prohibition ticket, in Eaton county, he should be given a fair opportunity to make a public declaration and refuse to do so, and that in case was his name to be taken from said ticket in Eaton county, until said S. S. Boorn and Lyman T. White should satisfy said William O. Lowden and this opponent that such opportunity had been given and declined by said Milton F. Jordan, and in that event this deponent was to notify the clerk of the board of election commissioners of Eaton county to take the name of said Milton F. Jordan off said prohibition ticket.

Deponent further says that in pursuance with such agreement, on reaching home, he and said William O. Lowden talked the matter over, and said William O. Lowden, at the request of this deponent wrote the clerk of election commissioners of Eaton county not to take the name of said Milton F. Jordan off the prohibition until instructed so to do by this deponent, a copy of which letter is hereto attached and marked "Exhibit B."

Deponent further says that neither said William O. Lowden nor himself ever received any notice, from said Lyman T. White, to the effect that said Milton F. Jordan had been notified to make a statement and refused so to do, as per the terms of said agreement, and this deponent further says that said Milton F. Jordan was never notified or given an opportunity to make a public declaration, nor was he ever notified of the result of said conference, and that by reason thereof the name of said Milton F. Jordan was left on said ticket.

Deponent further says he has read paragraph seventeen of said protest as to his acting fraudulently in certifying the name of said Milton F. Jordan to the board of election commissioners of Eaton county, and this deponent says that such accusation is absolutely false, and that he acted in the best of good faith, in certifying the name of said Milton F. Jordan to the board of election commissioners of Eaton county, as candidate for State Senator, and that he acted in good faith in all that he did in said matter, as chairman of the Barry county prohibition committee, and further deponent says not.

MATTHEW C. WOODMANSEE.

Subscribed and sworn to before me, this 12th day of January, A. D. 1893.

FRANK M. WOODMANSEE,  
*Notary Public, Eaton Co., Mich.*

“EXHIBIT A.”

I hereby agree, in case I am endorsed by the prohibitionists of Barry and Eaton counties, as State Senator and am elected, that I will endeavor and work to secure whatever temperance legislation the prohibitionists of said counties may request of me, and will introduce and work for the passage of any bill tending to temperance legislation that the prohibitionists of said counties may request me to and will also take such action and vote on the local option law now in force as my constituents shall deem best, and will to the utmost of my ability work and vote for any bill which may come before the State Legislature tending to advance the interests of temperance.

M. F. JORDAN.

“EXHIBIT B.”

*Hastings, Mich., Oct. 28, 1892.*

DEAR SIR—There is a little dissatisfaction among some of the prohibitionists of your county in regard to Mr. Jordan's name being on the prohibition ticket as State Senator and the chairman of this county has given the Pros. of Eaton county to understand that if Mr. Jordan will not define his position on the temperance question publicly after being given a fair opportunity to do so that his name may be taken off the ticket, but this is not to be done without he has a fair show to define his position and has refused, and if he cannot be found and given a show his name is to remain on the ticket and is not to be taken off in any event until you receive authority from our county chairman and secretary, Dr. M. C. Woodmansee and Howard Thomas. In case Mr. J. is given a fair opportunity to define his position and refuses to do so and you are sufficiently satisfied of this fact by proof, telephone Mr. Woodmansee and he will authorize you as to the course to pursue.

Very truly,  
W. O. LOWDEN.

M. C. WOODMANSEE,  
*Co. Chairman.*

## "EXHIBIT J."

*To the Honorable, the Judge of Probate for the County of Barry and Chairman of the Board of Election Commissioners of said County:*

The undersigned, chairman and secretary respectively, of the prohibition party committee of the fifteenth senatorial district of Michigan, would respectfully inform and certify to you and through you to the board of election commissioners of your county, that at a convention of said party regularly called and held, the following named persons were duly placed in nomination as candidates within said district for the several offices named; that is to say Milton F. Jordan for State Senator in and for the fifteenth senatorial district of Michigan.

The names of the said several persons nominated, as herein set forth for for the said several offices are hereby certified to you as those to be printed on the official ballot to be used and voted at the general election to be held in the State of Michigan on Tuesday, the eighth day of next November, in connection with and as part of the prohibition party ticket pursuant to the provisions of act No. 190, public acts of Michigan, approved July 3d, 1891.

(Signed)

MATHEW C. WOODMANSEE, *Chairman.*

CHARLES H. THOMAS, *Secretary.*

*Dated Hastings, Mich., October 15, A. D. 1892.*

Referred to the committee on the contested election case of Wilkins v. Jordan.

No. 8. By Mr. Barnard: Resolutions of the board of directors of the western Michigan agricultural, horticultural and industrial society, asking the passage of House bill No. 26, appropriating \$50,000 for the World's Fair.

On motion of Mr. Barnard,

The resolutions were read at length and ordered spread upon the Journal as follows:

*Grand Rapids, Mich., January 17, 1893.*

At the annual meeting of the board of directors of the western Michigan agricultural and industrial society, held this day at Sweet's hotel, there were present, President Z. V. Cheney; Directors E. A. Strong of Vicksburg; F. J. Russell, Hart; H. Dale Adams, Galesburg; C. L. Whitney, Muskegon; Martin L. Sweet, Grand Rapids; J. G. Ramsdell, Traverse City; Don J. Leathers, Grand Rapids; S. S. Bailey, Grand Rapids; E. B. Dikeman, Grand Rapids; L. B. Townsend, Ionia; A. F. Kelsey, Ionia.

On motion of Judge J. G. Ramsdell it was unanimously Resolved by the president and directors of the western Michigan agricultural and industrial society that we approve of the bill now before the Legislature appropriating \$50,000 to aid Michigan exhibits at the Columbian Exposition, and ask that it be speedily passed and given immediate effect.

Attested.

[SEAL.]

C. L. WHITNEY,  
*Secretary.*

Referred to the committee on Finance and appropriations.

On motion of Mr. Mears,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Thursday, January 19, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Mellen.

On motion of Mr. Gilbert,

Mr. Mellen was granted indefinite leave of absence on account of illness.

#### PRESENTATION OF PETITIONS.

No. 9. By Mr. Garvelink: Petition of the board of supervisors of Allegan county relative to the repealing of section 833 of the third volume of Howell's statutes.

The petition is as follows:

*To the Honorable Jan W. Garvelink, State Senator, Eighth Senatorial District of Michigan:*

The supervisors of Allegan county would most respectfully ask that you prepare a bill for the purpose of repealing section 833, of the third volume of Howell's statutes of Michigan, and that you work and vote for the repeal or said section.

We believe that no satisfactory statistics are gathered by the supervisors under its provisions; such statistics are not accurate, and the section makes a great deal of work for the supervisor with no corresponding benefit to the people.

| Name.                    | Township. | Name.                     | Township.   |
|--------------------------|-----------|---------------------------|-------------|
| H. A. Sears, Supervisor, | Heath.    | R. F. Dibble, Supervisor, | Trowbr'ge.  |
| G. M. Baldwin, "         | Hopkins.  | Eugene D. Nash, "         | Clyde.      |
| Wm. H. Dunn, "           | Ganges.   | H. Brinkman, "            | Lakétown.   |
| H. J. Klomprens, "       | Fillmore. | C. A. Bush, "             | Gun Plain.  |
| D. F. Laraway, "         | Martin.   | A. E. Calkins, "          | Allegan.    |
| L. A. Spencer, "         | Casco.    | A. D. Parker, "           | Lee.        |
| G. H. Koopman, "         | Overisel. | John Lubbers, "           | Manlius.    |
| M. B. McAlpine, "        | Moetry.   | W. H. Ely, "              | Pineplains. |
| S. S. Fox, "             | Wayland.  | Peter Castor, "           | Salem.      |

Referred to the committee on Agricultural interests.

No. 10. By Mr. Barnard: Petition of Michigan breeders' and live stock associations favoring the World's Fair appropriation:

*Lansing, Mich., Dec. 20, 1892.*

*Hon. Mark W. Stevens, Secretary Michigan World's Fair Commission:*

SIR—At the annual meeting of the Michigan association of the breeders of improved live stock, held this day, the following resolution was adopted:

*Resolved*, That we ask the Legislature to appropriate the sum of fourteen thousand eight hundred and fifty dollars to be used in aid of an exhibit of the different breeds of improved live stock from Michigan at the World's Columbian Exposition, and that a committee of one from each of the breeds represented in this association be appointed to prepare an

itemized statement of the necessary expenses for that purpose, and to take proper action for the purpose of securing such appropriation.

In accordance with the above resolution, the following named persons were appointed such committee:

A. A. Wood, of Saline, representing Merino sheep.

W. E. Boyden, Delhi Mills, cattle.

Geo. E. Breck, Paw Paw, Shropshire sheep.

L. B. Townsend, Ionia, Rambouillet Merino sheep.

C. E. Gilman, Paw Paw, horses.

L. W. Barnes, Byron, swine.

Homer A. Flint, Detroit, Jersey cattle.

G. J. Véisley, Saline, poultry.

The committee reported estimates as follows:

#### FOR HORSES, PONIES AND MULES.

Estimated number 150.

|   |         |
|---|---------|
| average freight \$10 each .....           | \$1,500 |
| forage for 30 days at 60 cents each ..... | 2,350   |
| expenses, superintendence, etc. ....      | 800     |

Total for horses ..... \$5,000

#### CATTLE.

Estimated number 125.

|   |         |
|---|---------|
| average freight \$8 each .....                  | \$1,000 |
| forage, 30 days, 60 cents each .....            | 2,250   |
| expenses collecting, superintendence, etc. .... | 700     |

Total for cattle ..... 3,950

#### SHEEP.

Estimated number, 300.

|   |       |
|---|-------|
| average freight, \$2.50 each .....              | \$750 |
| forage, 30 days, 15c each per day .....         | 1,350 |
| expense, collecting, superintendence, etc. .... | 400   |

Total for sheep ..... 2,500

#### SWINE.

Estimated number, 200.

|  |       |
|--|-------|
| average freight, \$2.50 each .....         | \$500 |
| forage, 30 days, at 25c each .....         | 1,500 |
| expense, collecting, superintendence ..... | 350   |

Total for swine ..... 2,350

|                            |       |
|----------------------------|-------|
| Estimated for kennel ..... | \$500 |
| for poultry .....          | 500   |

Total ..... 1,000

Grand total ..... \$14,850

This estimate of the committee being reported to the association, was unanimously adopted.

Certified correct record.

(A true copy.)

I. M. WESTON, *President*.

GEO. E. BRECK, *President*.

I. H. BUTTERFIELD, *Secretary*.

Referred to committee on Finance and appropriations.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the account for Mrs. Florence C. Betts, viz.:

Expenses in bringing type-writing desk and machine from Detroit to Lansing, for use in the Senate:

|  |               |
|--|---------------|
| Crate and shipping-----                    | \$1 00        |
| Freight-----                               | 86            |
| Express on machine to and from depots----- | 50            |
| Total-----                                 | <u>\$2 36</u> |

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the account be allowed, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and adopted.

By the committee on Finance and appropriations:

The committee on Finance and appropriations

Beg leave to report that their attention has been called by Senator Hough to an error in the report of this committee as to his mileage, which is 126 miles instead of 174 miles as reported to the Senate on the 13th inst., and the committee, at the Senator's request, recommend that mileage be allowed him for 126 miles and that correction be made in his account accordingly, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and adopted.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 1, entitled

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of president and vice president of the United States, and to repeal all acts and parts of acts in conflict herewith," approved May 1, 1891,

Respectfully report that they have had the same under consideration, and a majority of said committee have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.



Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was then referred to the committee of the whole, and placed on the general order without printing.

Mr. Doran, by unanimous consent, submitted the report of a minority of the committee on Judiciary, relative to Senate bill No. 1, as follows:

I ask leave to file a minority report, as I am opposed to the report favoring the repeal of the above bill, commonly known as the Miner law, for the reason that by said law, which the majority of the committee favor repealing, the election of presidential electors are brought nearer the people and more in conformity with the wishes of the framers of our national constitution. For the intention of the signers of the constitution of the United States was to first elect electors, and then the electors were subsequently to meet and elect a president. This system was continued until the nomination of presidents in national conventions before the election of electors, since which time a change was substituted of electing electors, not by districts, but on a general ticket in the state; but the system of electing electors, as provided in the Miner bill, was practiced in some of the states as late as 1860. It has been decided constitutional by the supreme court of our State and the supreme court of the United States. It is favored by the democratic party, by the patrons of industry, by the prohibition party, by the party commonly known as the populace party; and the federation of labor of this State, which has a membership of 40,000 voters, has lately passed resolutions against the repeal of the same. The republican party is the only party that asks for the repeal of said law, not in the interests of the people, but as a party measure; hence I am opposed to the repeal of said law for the following reasons:

*First*, Because it is a good, valid law;

*Second*, Because it brings the election of president and vice president of the United States nearer the people;

*Third*, Because it is favored by the democratic party of this State, by the populace and by the representatives of labor;

*Fourth*, With this law prevailing in all the states, it would be impossible to have a solid north and a solid south, as is sometimes claimed, as there is hardly a state in the south would not give the republicans an electoral vote; besides the republican party is not a party in the majority in this State, but is really in the minority as regards the other parties in this State, and I consider it our duty as Senators to vote as the people desire, not what our own personal wishes may be in the matter, although personally I am heartily in favor of this law and against its repeal.

All of which is respectfully submitted.

PETER DORAN,

*Member of the Judiciary committee of the Senate.*

Report accepted.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 20, entitled

A bill to amend section 10 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," approved July 3, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommend-



ing that the same be referred to the committee on elections, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was referred to the committee on elections.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 24, entitled

A bill to repeal an act entitled "An act to provide a State board of inspectors who shall perform the duties now performed by the advisory board in the matter of pardons and who shall have the complete management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Criminals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing and the Industrial Home for Girls at Adrian, and to abolish all existing boards and to annul all existing appointments," approved June 17, 1891; to subject said advisory board and said institutions again to the laws applicable thereto, to declare vacant the membership of said advisory board and of the boards of control of said institutions and to provide for the appointment of boards of control for the same, and said advisory board,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the recommendation of the committee and the bill was indefinitely postponed.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 23, entitled

A bill to repeal an act entitled "An act to provide for a central board of control which shall have management and control of the State Public School at Coldwater, the Michigan School for the Blind at Lansing, and the Michigan School for the Deaf at Flint, to prescribe the powers of said board, to abolish the present boards of said institutions, and to repeal all laws inconsistent with the provisions of this act," approved June 26, 1891; to subject said institutions to the provisions of chapters forty-four, forty-five and fifty of Howell's annotated statutes, and the acts amendatory thereof respectfully; to declare vacant the memberships of the boards of control of said institutions, and to provide for the appointment of boards of control for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the same be indefinitely postponed, and ask to be discharged from further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the recommendation of the committee and the bill was indefinitely postponed.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 15, entitled

A bill to repeal act No. 164, session laws of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred the following concurrent resolution:

*Resolved* (the Senate concurring), That the Secretary of State be instructed to forward one copy of the Legislative Manual to each graded school in the State to names and postoffice addresses furnished by the Superintendent of Public Instruction, and that the amount of postage stamps furnished by the postmaster at Lansing be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the Secretary of State, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Legislative Manual hereby ordered to be distributed,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the resolution be adopted, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The resolution was adopted.

By the committee on Elections:

The committee on Elections, to whom was referred

Senate joint resolution No. 2, entitled

Joint resolution to amend section 1 of article 7 of the constitution of this State, relative to the qualification of electors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the joint resolution be printed for the use of the committee.

CHARLES S. PIERCE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The request was granted, and the joint resolution was ordered printed for the use of the committee.

By the committee on State affairs:

The committee on State affairs, to whom was referred the following concurrent resolution:

WHEREAS, By the messages of the retiring and incoming Governors, delivered to the Senate and House of Representatives on the 10th inst, it

was suggested that the Branch of the State Prison and Reformatory at Marquette could be dispensed with and its inmates cared for at the Jackson and Ionia Prisons with great saving to the State; and

WHEREAS, Attention was called to the advisability of transforming said prison into an asylum for the insane, now, therefore, in consideration of such suggestions,

*Resolved by the House of Representatives* (the Senate concurring), That the committees of the two houses upon said prison and reformatory be directed, empowered and authorized to employ a suitable and competent architect to make plans, specifications and estimates of cost of transforming said institution into an asylum for the insane as suggested, and that the result of such investigation be reported by said committees at the earliest practicable day;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor.

*Resolved by the Senate* (the House concurring), That the Governor appoint a competent architect and such other suitable person who is familiar with the requirements of an asylum for the insane, to visit the State Prison and Reformatory at Marquette, and examine the same, and report with all possible speed to this Legislature on the practicability and approximate cost of converting said prison and reformatory into a suitable asylum for the insane.

The necessary cost of employing said persons as aforesaid to be paid out of the general fund of the State upon the order of the Governor.

Recommending that the substitute be concurred in and that the substitute be agreed to, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Flesheim,

The substitute was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 18, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved*, That having learned with regret of the death of the late Honorable Henry P. Baldwin, late Governor of this State, and in many other positions a faithful, efficient and honorable public servant; therefore

*Resolved by the Senate* (the House concurring), That a committee of three from the Senate and three from the House be appointed, with authority to make such arrangements for suitable memorial exercises to be held in the Hall of Representatives, at such a time as shall hereafter be named.

In the adoption of which the House has concurred and Messrs. McKin-

lay, Buell and Sullivan have been appointed as such committee on the part of the House.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, January 19, 1893.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 71, entitled

A bill to amend section 2 of act No. 379 of the local act of the State of Michigan for the year 1891, entitled "An act to provide for the compensation and prescribe the duties of certain officers of the county of Kent, approved June 26, 1891,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Counties and townships.

#### NOTICES.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend section 23, of act No. 103, of the public acts of 1879, entitled "An act to amend sections 23, 42 and 46 of act No. 194 of the session laws of 1877, being 'An act to provide for the organization, regulation and management of the asylums for the insane, and effectually to provide for the care, maintenance and recovery of the insane,' approved May 22, 1877."

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend section 1, of act No. 154, public acts of 1891, entitled "An act to amend section 10, of chapter 342 of Howell's annotated statutes of Michigan as amended by act No. 172 of the session laws of 1885, relative to the Reform School."

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the use and maintenance of the Reform School at Lansing.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to amend section 14 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1869, as amended by act

numbered 350 of the acts of 1891 and to repeal section 15 of said act, approved Feb. 24, 1869.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the united friends of Michigan.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, January 19, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That to give the several committees of the two houses opportunity to visit and investigate the State institutions, when the Legislature adjourns on Saturday, the 21st instant, it stand adjourned until Monday the 30th instant, at 9 o'clock p. m.

In the adoption of which the house has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

#### INTRODUCTION OF BILLS.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 39, entitled

A bill to provide for the incorporation of companies to issue abstracts, certificates and guarantees of title and to define their powers and duties.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Banks and corporations.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 40, entitled

A bill making an appropriation for the use and maintenance of the University of Michigan.

The bill was read a first and second time by its title, ordered printed and referred to the committee on University.

Mr. Garvelink, previous notice having been given and leave being granted, introduced

Senate bill No. 41, entitled

A bill to repeal sections 1, 2, and 4 of statistics of annual cereal products of Howell's annotated statutes of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Agricultural interests.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 42, entitled

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boilers and settings, for a water tower, for electric lighting, for new engines and setting, and for a physician's cottage at the Michigan Asylum for the Insane at Kalamazoo.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Asylums for insane.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 43, entitled

A bill to authorize the incorporation of associations and companies for the purpose of engaging in the business of conveying passengers, mails, merchandise and baggage with carriages, hacks, buses, wagons, sleighs and other vehicles over any defined route or routes or within the corporate limits of any city or village within this State, and for the general transportation and transfer of passengers, merchandise and baggage by hack, bus, transfer and baggage companies.

The bill was read a first and second time by its title and referred to the committee on State affairs.

#### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Garvelink to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 18 (file No. 2), entitled

A bill to amend section 1 of chapter 6 of an act entitled "An act to revise and consolidate the laws relative to public institutions and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being act No. 164 of the public acts of 1881 as amended by act No. 56 of public acts of 1887, being section 5103 of Howell's annotated statutes.

Also,

Senate bill No. 1, entitled

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of president and vice president of the United States and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

JAN W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

The above named bills were placed on the order of third reading of bills.

Mr. Flesheim, by unanimous consent, moved that the committee of the whole be discharged from the further consideration of

House bill No. 17, entitled

A bill "to detach certain territory from the township of McMillan, in the county of Luce, in the State of Michigan, and to organize the township of Columbus in said county,"

Which motion prevailed.



On motion of Mr. Flesheim,

The bill was referred to the committee on Counties and townships.

### THIRD READING OF BILLS.

House bill No. 18 (file No. 2).

Pending the reading of which Mr. Doran moved that the bill be laid on the table,

Which motion prevailed.

Senate bill No. 1, entitled

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of president and vice president of the United States and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Doran moved that the bill be printed for the use of the Senate.

On which Mr. Doran demanded the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

#### YEAS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Morrow |   |
| Champion | Gilbert   | Turnbull   |   |
| Clark    | Hough     |            | 8 |

#### NAYS.

|             |               |           |    |
|-------------|---------------|-----------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mears |    |
| Brundage    | Gibson        | Pasco     |    |
| Clapp       | Hopkins       | Pierce    |    |
| Earle       | Jewell        | Sabin     |    |
| Flesheim    | McGinley      | Steel     |    |
| Fox         | McLaughlin    | Weiss     |    |
| French      |               |           | 19 |

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pasco     |    |
| Clapp       | Gibson     | Pierce    |    |
| Crane       | Hopkins    | Sabin     |    |
| Earle       | Jewell     | Steel     |    |
| Flesheim    | McGinley   | Weiss     |    |
| Fox         | McLaughlin |           | 20 |

#### NAYS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Jordan |   |
| Champion | Gilbert   | Morrow     |   |
| Clark    | Hough     | Turnbull   | 9 |

Title agreed to.



Mr. Clark, by unanimous consent, moved that the committee on Federal relations be instructed to report to the Senate immediately the resolution relative to the election of United States Senator,

Pending which,

On motion of Mr. Flesheim,

The motion was laid on the table.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 19, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

WHEREAS, The Legislature has learned with deep regret of the death of Hon. Rutherford B. Hayes, ex-President of the United States; therefore

*Resolved* (the House concurring), That a committee of three Senators and three Representatives be appointed to draft and report suitable resolutions with reference to the subject;

In the adoption of which the House has concurred, and Messrs. Fuller, Fitch and Wachtel have been appointed as such committee on the part of the House.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President announced as such committee on the part of the Senate Messrs. Pierce, Clapp and Morrow.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 19, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 7, entitled

A bill to amend section 2 of act No. 221 of the public acts of 1861, entitled "An act giving to circuit courts jurisdiction by information in the matter of quo warranto in certain cases," approved March 15, 1861,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Friday, January 20, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Aldrich.

Roll called: quorum present.

Absent without leave: Messrs. Champion and Hough.

On motion of Mr. Turnbull,

Mr. Hough was granted indefinite leave of absence on account of illness in his family.

On motion of Mr. Clark, indefinite leave of absence was granted Mr. Champion on account of illness in his family.

PRESENTATION OF PETITIONS.

No. 11. By Mr. Doran: Resolution from the board of supervisors of Kent county, for the repeal of that portion of the general tax law of 1891, known as the mortgage tax law.

On motion of Mr. Doran,

The petition was ordered spread at length upon the Journal as follows:

EXTRACT FROM PROCEEDINGS OF BOARD OF SUPERVISORS, KENT COUNTY.

*January 17, 1893.*

Mr. Loomis offered the following resolution in writing and moved its adoption:

WHEREAS, The practical working of the law known as the mortgage tax law as shown by experience of the past year is to defeat the purpose had in view, viz., to bring upon the tax rolls of the townships and wards any additional assessments from this source; now, therefore,

*Resolved*, That our Senators and Representatives be requested to use all honorable means to secure the repeal of that portion of the general tax law of 1891, known as the mortgage tax law.

Yeas and nays called for by Mr. Hill. The resolution was adopted by the following vote:

Yeas—Messrs. Benjamin, Braman, Cogshall, Colson, Emmons, Fechsensfeld, Frost, Gill, Hodges, Hogadone, Holben, Hyde, Jones, Ladner, Lathrop, Lee, Leppink, Lindemulder, Look, Loomis, Montgomery, Proctor, Rosenberg, Shermerhorn, Skeels, Smith, Smits, Solomon, Ulrich, Walker, Warner, Watkins, Woodworth, E. C., Woodworth, W. F., Chairman—35.

Nays—Messrs. Hill, Ward—2. Absent—Messrs. Kinney and O'Leary—2.

I do hereby certify the above to be a true copy of that part of proceedings of board of supervisors on January 17, 1893, relative to mortgage tax law of 1891, and of the whole of such part.

FRANKLIN D. EDDY,

*Clerk of the board of supervisors, Kent county, Michigan.*

Referred to the committee on Taxation.

No. 12. By Mr. Clapp: Petition asking that the open season for killing deer in the upper peninsula be changed so as to commence on the 10th day of October and close the 9th day of November, inclusive.

Signed by C. P. Rawson, C. Engle, Geo. L. Tuttle, and 84 other residents of Van Buren county.

Referred to the committee on State affairs.

No. 13. By Mr. Clapp: Petition of H. Dale Adams, I. N. Carson, Frank P. Muhlenberg and 65 other residents of Kalamazoo county on the same subject.

Referred to the committee on State affairs.

#### REPORTS OF SELECT COMMITTEES.

By the committee on Counties and townships:

The committee on Counties and townships to whom was referred

House bill No. 17, entitled

A bill to detach certain territory from the township of McMillan in the county of Luce, in the State of Michigan, and organize the township of Columbus,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Flesheim,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flesheim  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Jewell  
Jordan  
McGinley  
McLaughlin

Mr. Mears  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

28  
0

#### NAYS.

Title agreed to.

On motion of Mr. Flesheim,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 71, entitled

A bill to amend section 2 of act No. 379 of the local acts of the State of Michigan for the year 1891, entitled "An act to provide for the compensation and prescribe the duties of certain officers of the county of Kent," approved June 26, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Crain  
Doran  
Earle  
Fleishem  
Fox

Mr. French  
Gravelink  
Gibson  
Gilbert  
Hopkins  
Jewell  
Jordan  
McGinley  
McLaughlin

Mr. Mears  
Morrow  
Mugford  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

28

### NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary to whom was referred

Senate bill No. 30, entitled

A bill to authorize and provide for the purchase of a tract of land to be used in connection with the asylum for the insane for the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Gibson,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Barnard  
Brundage

Mr. French  
Garvelink

Mr. Mears  
Morrow

Mr. Burt  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flehiem  
Fox

Mr. Gibson  
Gilbert  
Hopkins  
Jewell  
Jordan  
McGinley  
McLaughlin

Mr. Mugford  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

28

## NAYS.

0

Title agreed to.

On motion of Mr. Gibson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred the subject of mileage,

Beg leave to make a supplementary report that mileage be allowed Cora Webber, clerk of Insurance and election committee, for 174 miles, and ask to be discharged from further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and adopted.

By the committee on Elections:

The committee on Elections to whom was referred

Senate bill No. 20, entitled

A bill to amend section 10 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," approved, July 3d, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill be printed for the use of the committee.

CHARLES S. PIERCE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Pierce,

The request was granted and the bill ordered printed for the use of the committee.

## REPORTS OF SELECT COMMITTEES.

The special committee appointed to consider the contest of Hon. A. Oren Wheeler vs. Hon. Enoch T. Mugford of the 26th senatorial district, herewith submit their report and the accompanying resolution for the action of the Senate; also two accompanying papers marked "Exhibit A" and "Exhibit B," and ask that the same be entered in full on the Journal of the Senate, and further ask, when the same has been considered by the Senate, that the committee be discharged from the further consideration of the subject.

The following is the report;

The special committee appointed to consider and report upon the petition of Hon. A. Oren Wheeler, protesting against the seating of Enoch T. Mugford, as Senator from the twenty-sixth district, and setting forth his reasons for such protest, as printed in the Journal of the Senate for January 4th, 1893, and also the petition of Enoch T. Mugford, the sitting member for the 26th senatorial district, setting forth the reasons why the

petition of the said A. Oren Wheeler should not be granted, as printed in the Senate Journal of January 10th, 1893; also the further petition of said Mugford, presented and printed in the Journal of January 11th, 1893, respectfully report:

The committee met on the 14th inst., and at subsequent dates, and after duly considering all the papers laid before it, taking testimony of contestants and others, and hearing the arguments of counsel, it was unanimously agreed that a report of the decision of the supreme court in the case of J. A. Lindstrom vs. the board of canvassers of Manistee county be asked for, and accepted as settling the question of the legality of the ballots used in said county of Manistee, and voted by the electors thereof, it being conceded that if such ballots were legal then the said Enoch T. Mugford was elected to represent said district, having received a majority of the votes legally cast; but if said official ballots were illegal and void, then contestant Wheeler should be declared elected Senator from said district.

Such decision of the supreme court was made and handed to your committee January 17th, 1893, and is of record in the office of the clerk of said supreme court.

The decision of the supreme court in the case of Lindstrom vs. Canvassers, etc., sustains the legality of the ballot used in Manistee county, seemingly because to hold differently would of necessity invalidate the entire vote of that county and defeat the election for all the officers, in which case there would be no county officers legally chosen, a condition which would work great injustice to the people. It plainly intimates that the action of the board of election commissioners who allowed the so-called independent democratic tickets to be printed upon the official ballot, was not authorized by the law, and is properly subject to criticism, as well as punishment, but decides against the disfranchisement of innocent voters, and the expressed will of the majority. In view of this opinion, your committee are inclined to accept this construction of the court, and while protesting against the lawful right or the justice of allowing a partisan board of election commissioners to fraudulently trample upon the law, and resort to irregular methods to carry out partisan objects, to give the sitting member the benefit of the excuses and rulings of the court, in admitting the legality of the ballots used, and counting the votes as cast for Senator as properly canvassed and returned.

The testimony taken before the committee plainly shows that the violation of law was clearly planned and executed to the injury of the contestant, and that the commissioners disregarded all the protests made against their action, and that the judge of probate, Nelson, chairman of the board, claimed that he was ill with measles as an excuse for not meeting with the board of commissioners to consider the protests of the contestant. The contestant further claims, with seeming truth, that this action of the board, and especially of Nelson the chairman, was taken to prevent him from applying for legal redress before the tickets were printed and circulated. There is, therefore, no doubt in the mind of this committee that gross wrong was intended and consummated by the board of election commissioners of Manistee county, in so manipulating and printing the tickets, and that contestant suffered loss of votes thereby.

The constitution expressly confers upon the Senate the sole power of judging of the election and qualification of its members, irrespective of the opinions and decisions of any other branch of the State government. If your committee were to be governed by precedents in the exercise of



this power, and especially by the precedent set by the last Senate, it might find ample justification for going back of the action of the election commissioners of Manistee county, and punishing the innocent voters and the contestee in this case; but in our opinion this body owes a proper respect to the opinions of the supreme court, which has affirmed the validity of the ballot used in Manistee county, and for the performances and wishes expressed by the voters who used the ballots. That many were misled and deceived there is little doubt, but the committee deem it safer and fairer to all interests, and a better precedent, to accord the sitting member his seat, under all the circumstances, than to rely upon doubts and decide the contest upon strictly partisan grounds.

JOSEPH FLESHIEM, *Chairman*,  
EDMUND M. BARNARD,  
JOSEPH M. WEISS.

*Committee.*

### EXHIBIT "A."

#### SUPREME COURT.

John A. Lindstrom, Relator,

vs.

Board of Canvassers of Manistee County.

*Per Curiam*—The relator asks for a mandamus to compel a recount of the votes cast at the late election for the various candidates for the office of county treasurer. The relator was a candidate for the office, but on the official returns is shown to have received less than a plurality. Among other statements in the petition is the following: "Your petitioner further shows that the said inspectors in all of said wards and townships counted votes for said Peter Friske (relator's opponent), which were voted upon tickets which were printed upon ballots that bore distinguishing and distinctive marks, other than the legal and recognized vignette, and was void and illegal and should not have been counted."

Attached to the return of the respondent is a copy of the official ballot furnished to the voters of Manistee county upon which was printed six tickets, a republican ticket, democrat ticket, regular independent democrat, independent democrat, prohibition, and people's party ticket. At the head of the regular independent democrat ticket is printed the regular democratic vignette; at the head of the county ticket, however, appears an additional vignette, not corresponding to the one placed at the head of the ticket, so at the head of the so-called "independent democrat" ticket is placed the regular democrat vignette, and at the head of the county ticket another vignette, not corresponding to the one placed at the head of the ticket.

It is contended by the relator that these two tickets are illegal, and that the votes cast for the candidates appearing thereon should not in any instance have been counted, and it was conceded at the argument that if these votes were not to be counted relator had received a plurality of the legal votes cast; and by the relator it is conceded that if these votes are to be counted his competitor had received a majority of the votes cast, and therefore a recount would not aid him.

The returns show that the official ballot was properly certified under the law by the election commissioners, and it is also claimed that it was duly certified by the proper committees. It is the contention of the relator that but one vignette is provided for to be printed on ballots which



were to be used at a general election, and this would appear to have been the legislative intention. Secs. 9, 10, act 120, public acts 1891.

It is also claimed by the relator that the ballots were not open to inspection, as required by section 11 of the act, for ten days before the election. The question presented is, whether the voter who votes a ticket appearing upon the official ballot, duly certified by legal authority, can be disfranchised by the failure of the election commissioners to comply strictly with the statute, and whether a candidate who is not shown to have participated in any fraud can be defeated of his election on the same ground.

It may be stated as a general rule that the provisions of law relating to the manner of conducting elections will not be held so far mandatory as that a departure from the rule will result in the disfranchisement of a district or a class of voters, or the defeat of a candidate, himself free from fraud, except in cases where the legislative intent that such departure from the prescribed rule shall have such effect, is clearly and unequivocally expressed. This is a rule which has been applied in this State. In *People vs. Bates*, 11 Mich., 364, it appeared that tickets cast for city offices were not found in the box provided for that purpose, but were found in the State and county box, and were counted by the inspectors. It was said by the court that the two elections, though held upon the same day, were distinct and independent of each other, as much as if they had happened on different days. But, though thus distinct, and the ballots to be deposited in separate boxes, yet as both were held together under the supervision of the same inspectors, with both boxes before them for the reception of ballots, the inspector receiving the ballot might be liable, by honest mistake, occasionally to deposit a ballot in the wrong box; and, if he understood that the ballots found in the wrong box were in no case to be counted, he might do the same thing for a fraudulent purpose. But the elector is not to be deprived of his vote either by the mistake or fraud of the inspector in depositing it in the wrong box, if the intention of the voter can be ascertained with reasonable certainty. To hold otherwise would be to give more effect to the letter than to the manifest purpose of the statute.

In *Adsit vs. Secretary of State*, 84 Mich. 420, it was held that the vote of the people could not be defeated by the failure on the part of the Secretary of State to give notice of an election, and that the provisions requiring such notice was directory merely and not mandatory. So it is stated generally in *McCrary on elections*, section 193, "Those provisions of a statute which affect the time and place of the election, and the legal qualifications of the electors are generally of the substance of the election, while those touching the recording and return of the legal votes received, and the mode and manner of conducting the mere details of the election are directory. The principle is that irregularities which do not tend to affect results, are not to defeat the will of the majority; the will of the majority is to be respected even when irregularly expressed. The officers of election may be liable to punishment for a violation of the directory provisions of a statute yet the people are not to suffer on account of the default of their agents."

But it is said that section 36 of the act provides that in the canvass of the votes any ballot which shall bear any distinguishing mark or mutilation shall be void and shall not be counted, and it is insisted that the ballot in question bears a distinguishing mark. The evident intent of this provision was to provide against voters marking the individual ballot which they cast in such manner as to distinguish it. To place the con-

struction upon this provision contended for by relator would result in excluding from the count all the ballots cast in Manistee county, for upon every ballot appeared these so-called distinguishing marks, namely, the unauthorized vignette.

An announcement in accordance with the views herein expressed has been heretofore made and writ denied.

Durand, J., who has retired since the formal decision, took no part in the preparation of this opinion.

### EXHIBIT "B."

#### TESTIMONY OF A. OREN WHEELER.

Mr. Wheeler, sworn on his own behalf by Mr. Fleshiem.

Examined by A. V. McAlvay:

Q. You are the contestant in this matter and filed the affidavits of protest?

A. Yes, sir.

Q. Where do you reside?

A. Manistee.

Q. What senatorial district?

A. Twenty-sixth.

Q. Which includes what counties?

A. Manistee, Oceana, Mason and Lake counties.

Q. You were a candidate for what office in the late election?

A. State Senator.

Q. You were at Manistee during the month of October, 1892?

A. Yes, sir.

Q. Do you know when the democratic county convention of Manistee was held; what day of the month and day of the week?

A. On Friday, the 14th day of October, 1892.

Q. Were you present in the gallery at the hall when that convention was held?

A. Yes, sir; I was there.

Q. Who was nominated as prosecuting attorney on the democratic ticket?

A. Peter Glassmire.

Q. Who was the opposing candidate in the convention?

A. His name was Higgins.

Q. When was the republican county convention held?

A. The next day.

Q. Did you know the board of election commissioners of Manistee county for the year 1892?

A. Yes, sir.

Q. Who were they?

A. A man by the name of Nelson, Waite and Kinney. Nelson was judge of probate, Kinney, treasurer, and Waite clerk.

Q. State if you know of a ticket being prepared by that committee and a proof filed in the clerk's office.

A. I saw one.

Q. Did you examine it?

A. Yes, sir.

Q. (Offering ticket) Is that the ticket?

A. It was not like this.

Q. When did you first see the ticket you hold in your hand?

A. The morning of the election.

Q. State wherein this ballot differs.

A. Why, in the vignettes. There was no vignette at the top, and none down here at all.

Q. State if this ballot or a copy of this ballot which you hold in your hand was filed for inspection of candidates in Manistee county.

A. No, sir.

Q. What protest if any did you make to the commissioners about the two disputed tickets at the time of your inspection.

A. I protested that they had no business to be there at all.

Q. You stated that the democratic convention was held on the 14th of October, and the republican convention on the 15th; do you know when the convention that nominated the wheel ticket was held?

A. No, sir; I do not.

Q. Do you know when the other ticket, called the regular independent democratic ticket was nominated?

A. No, sir; I never heard of it.

Q. Mr. Mugford in his answer and the affidavit has verified the fact that these two tickets were gotten up by you.

A. I had nothing to do with them, and protested against them.

Q. Also in his answer and the affidavits annexed thereto, it is stated that P. T. Glassmire was in your employ and in the employ of the republican party.

A. He never was in my employ in the world; never spoke to him.

Judge Morse agreed with Mr. McAlvy that 850 votes for Senator on these two disputed tickets were cast.

The ballot referred to was marked "Exhibit A."

Q. You stated that you protested against the printing of these two tickets at the time the ballot was shown you.

A. Yes, sir.

Q. To whom did you protest?

A. To the county clerk and treasurer.

Q. Afterwards did you ever protest to Mr. Nelson?

A. No, sir.

Q. Why not?

A. He claimed he had the measles, and I did not care to go to the house.

Q. Do you know where this board of commissioners held this meeting?

A. At his house.

Q. You were not present?

A. No, sir.

Judge Morse: Q. Did you file a written protest?

A. No, sir; verbally. The county committee, I understand, made a written protest against the whole ticket.

Q. Now Mr. Wheeler, when did you see the ticket; what date?

A. Ten days before election, I think; not certain, but was notified that the ticket was there.

Q. Did you understand then that the Board of Commissioners had agreed to print any device on the tickets?

A. I think they told me they were going to.

Q. You understood at that time that they were going to have devices

not only at the head of these tickets, but also at the head of the county tickets?

A. I protested against the printing of the whole ticket.

Q. You took the ground then that theirs was an independent ticket and you protested against the whole thing. Well, what did you state to the commissioners?

A. I think I told them that they were a lot of thieves.

Q. Was that all?

A. I cannot tell just what I said.

Q. Your counsel wants to know what you said; what did you say?

A. I protested against the printing of this whole ticket; I cannot remember any more of it, but that was the gist of the whole thing.

Q. Were you present when the tickets were counted?

A. No, sir.

Q. You went there ten days before election; did you go there more than once?

A. Yes, sir.

Q. Then you did go there within the six days?

A. Yes, sir; I went by the court house and went in every day.

Q. And you could not find out until the next morning?

A. No, sir.

Q. Did you not find out from Mr. Waite?

A. No, he did not seem to know exactly himself; we were trying to get down here before the supreme court and get a mandamus, but could not get there while they were in session.

CROSS-EXAMINED BY MR. TURNBULL.

Q. Then you say that the ticket printed there was not a legal ticket?

A. Those two tickets were either no good, or else the law passed two years ago was no good, and I claim that the tickets are not legal and according to law.

Q. The votes were all proper votes?

A. I suppose they were legal voters. I was on no election board.

Q. Do I understand that you think you are injured by these three democratic tickets in your votes?

A. Yes, sir.

Q. How?

A. Well, if you want to know my reason, many democrats intended and promised to vote for me, but were instructed to vote the "wheel" ticket and did not know enough to put the cross before my name.

Q. Would not the democrats be apt to get mixed up on the three vignettes?

A. I think not, as they were all instructed.

Q. As I understand it, you had a school of instruction with these tickets at your booths?

A. The republican county committee had, but not with these tickets.

Q. What difference was there in the ticket?

A. The ballots had four tickets with all sorts of names of persons not candidates.

Q. You think the democrats were ignorant and would not know where to put their cross?

A. Yes, sir.

Q. You think it misled the republicans?

A. No; it misled some of the voters, some of whom were going to vote for me. Some of the voters up there cannot read, and this ticket with just a picture of a cart wheel in a particular place, which they were instructed to vote, misled them and I was deprived of their votes.

Q. That would only affect the county ticket?

A. No, sir. They were instructed to vote the cart wheel ticket, and told where to put the cross at the top.

Q. Mr. Wheeler, as I understand it, if that was a legal ticket you have no ground to stand on, have you?

A. Yes, sir; I have.

Q. Then outside of that being a legal ticket, what ground have you?

A. The ticket was crossed three times at the top——

Q. Then to get those particular ones it would be necessary to have all the tickets brought here?

A. I do not think it would be necessary to bring all the tickets here. Mr. McAlvy counted every one of those tickets and can tell how many there were.

Mr. McAlvy: Our claim is that this is the official ballot, a copy of which Mr. Wheeler has presented; that the third and fourth tickets on this ballot are illegal and void on their face, and had no right to be printed on the ballot; and as the petitioner states, represent no parties that actually existed, that they are really bolters tickets. That these two tickets, as the affidavits attached to Mr. Mugford's answer here show, the first was gotten up for the sole purpose of defeating prosecuting attorney Glassmire, and that this was the sole reason for their existence. That the other one was gotten up solely as a counter-irritant, and that no statutory conventions under the law were ever held.

Mr. Turnbull: Have you any interest in a paper published in Manistee known as the "Advocate"?

Mr. Wheeler: No, sir; none whatever.

Q. The "Advocate" advocated your election did it not?

A. Yes, sir.

Q. And also advocated these irregular democratic tickets?

A. No, sir; I think it advocated the election of Mr. Glassmire on one of these tickets, but he was the Democratic nominee.

Q. Was it not a fact that the old county clerk there was running again?

A. Yes, sir.

Q. Was it not a fact that he wanted these tickets printed?

A. That I could not say.

Q. Were you present at any of the meetings that the election board held?

A. No, sir; I never went to the judge's house.

Q. Mr. Wheeler, how many democrats and how many republicans were on this board?

A. One republican and two democrats.

Mr. Barnard: Did you have any knowledge of the existence in the State or county of Manistee of an organization called the independent democratic party?

A. No, sir.

Mr. Turnbull: When did you see the board again?

A. I saw two of them at the court house, Waite and Kinney, and protested against printing these two tickets. Mr. Kinney said he knew they

were void, and for his part did not want to print them, but Bob Blacker and others urged them so that they thought they would have to print them.

Mr. Weiss: Who is Bob Blacker?

A. Democratic Secretary of State.

Q. Do you know whether they ever received permission to use those vignettes?

A. No, I never heard that they did.

Mr. Doran: When was this first meeting when Kinney talked with you about the tickets?

Mr. Wheeler: I think ten days before election; that is the only time I ever saw two of them together. Under the law the ticket has to be filed ten days prior to the election with the county clerk.

Mr. Flesheim: Do you know whether this ticket marked "Exhibit A" was ever filed with the county clerk as provided by law.

A. No, it never was.

Mr. Turnbull: I understand the names were all there more than ten days before the election.

A. No, not as they appear on this ticket.

Mr. Flesheim: Does not the law require that when the tickets are filed, that there shall be copies of the vignettes on the tickets.

A. Yes, sir.

Mr. Turnbull: Was there not vignettes on the tickets at the time you saw them?

A. Yes, sir; on four.

Q. Then all the names were there?

A. I think there was, I do not know, though not as on this ticket.

Mr. Turnbull: I call the attention of the committee to the certified copy of the proceedings of election commissioners of Manistee county.

Mr. McAlvay: The ticket was printed by authority of the commissioners.

"Exhibit 2" given in evidence, dated October 17, 1892.

One filed afterwards making correction; no date on that.

"Exhibits 2, 3 and 4" offered in evidence.

Mr. McAlvay: We offer these in evidence, and in connection therewith we also offer in evidence on our behalf, the affidavits which are before the committee. The object of this is to show to the committee, in connection with these affidavits, that the conventions were held on the 17th day of October, without notice, and were not regularly called conventions. We offer these certificates to show that the democratic convention being held on the 14th and the others held on the 17th, you will all take notice that there could have been no called county convention when Sunday intervened, as the calendar shows. They also certify that the vignettes should be printed at the head of the tickets.

Judge Morse: All I desire to say further, is, that the supreme court has decided this case, that this was the legal ballot, and that no man could be disfranchised because he voted that ticket, and I can prove it by bringing the judge of the supreme court, Judge McGrath, who testified to the same.

Mr. McAlvay: I object to proving decisions of the supreme court in any other than the regular way, by the files and records and published reports.

On motion of Mr. Flesheim,

The report of the committee was accepted and adopted.



Mr. Doran, consent being given, submitted the following report of the minority of the committee:

We agree to the foregoing report as to the seating of Enos T. Mugford, but dissent from that part of the majority report in which they refer to the actions of a preceding Senate, and also in which they reflect on the election commissioners of Manistee county.

PETER DORAN,  
J. D. TURNBULL,

Which was laid on the table.

Mr. Flesheim, for the committee, offered the following resolution:

*Resolved*, That Enoch T. Mugford was duly elected as Senator in the State Legislature from the 26th senatorial district of the State of Michigan at the election held therein in November, 1892, and that the said Enoch T. Mugford is entitled to a seat in this body.

Upon which Mr. Flesheim demanded the yeas and nays.

The resolution was then adopted by yeas and nays as follows:

#### YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |    |
| Brundage    | French    | Mears          |    |
| Burt        | Garvelink | Morrow         |    |
| Clapp       | Gibson    | Pasco          |    |
| Clark       | Gilbert   | Pierce         |    |
| Crane       | Hopkins   | Sabin          |    |
| Doran       | Jewell    | Steel          |    |
| Earle       | Jordan    | Turnbull       |    |
| Flesheim    | McGinley  | Weiss          | 27 |

#### NAYS.

0

The Special committee to whom was referred the preparation of resolutions of respect to the memory of Hon. Rutherford B. Hayes, ex-president of the United States, respectfully submit the following and ask to be discharged from further consideration of the subject:

We, the members of the Senate and House of Representatives, having learned of the death of Hon. Rutherford B. Hayes, ex-president of the United States, and desiring to express our appreciation of his life and distinguished services, as well as sorrow at his death, do

*Resolve*, That whether as congressman, governor of Ohio, president of the republic, or as a soldier in the field, he performed every trust with fidelity and courage, and in his life and services illustrated a high type of American citizenship. noble in purpose, honest in action, pure in life, with patriotism unquestioned, ever working for the highest and best interests of the people, serving them in time of war, and also doing his duty in times of peace, he has won from them the praise due to good and faithful public servants, and leaves this world regretted by all. May his rest be peaceful.

*Resolved*, That appropriate memorial services be held at a time to be hereafter named.

CHARLES S. PIERCE,  
FRANK W. CLAPP,  
JAMES H. MORROW,  
*Senate Committee.*  
ORAMEL B. FULLER,  
NORTON FITCH,  
PHILIP B. WACHTEL,  
*House Committee.*

The question being on the adoption of the resolution,  
The resolution was unanimously adopted.

## NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend section 2, of chapter 166, of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882 relative to new trials and exceptions in criminal cases; and to add a new section to said chapter to stand thereto as section 8.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to sections 2, 3 and 4 of article 4 of the constitution of this State relative to the election of members of the Legislature and to fix their compensation.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill for an appropriation for the Northern Asylum at Traverse City to purchase additional lands and build new cottages for said asylum.

Mr. Jordan gave notice that at some future day he would ask leave to introduce

A bill to amend sections 1, 2 and 4 of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," being compiler's chapter No. 72 of Howell's annotated statutes, as amended by act No. 98, laws of 1891, and to add two new sections thereto.

Mr. Jordan gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 1, article 8, of the constitution of this State, relative to the time of electing Superintendent of Public Instruction.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 1, article 9, constitution of this State, relative to the salary of the Superintendent of Public Instruction.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled "An act to regulate the taking and catching of fish in the inland lakes of this State," approved June 24, 1891, and to further regulate fishing in the streams of this State.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A bill to fix the salary of the probate judge of Bay county.

## MOTIONS AND RESOLUTIONS.

Mr. Barnard offered the following resolution:

*Resolved*, That when the Senate adjourn today it be until tomorrow morning at 9 o'clock,

Which resolution was adopted.

Mr. Sabin offered the following resolution:

*Resolved*, That no bill or resolution, referred to a standing or select committee, shall be reported upon adversely by said committee until such time as the introducer of said bill or resolution shall have been notified and given sufficient time to appear and show cause why said bill or resolution should be reported favorably,

Which resolution was adopted.

Mr. Sabin offered the following resolution:

*WHEREAS*, By the recent death of Gen. Benjamin F. Butler, the republic has lost a man of rugged intellect, despising mendacities, of keen insight and the courage to carry out the strong convictions of right which he entertained, a valiant, bold and intellectual American; therefore

*Resolved*, That recognizing the influence which men of the character and accomplishments of Gen. Benjamin F. Butler have upon the management of public affairs, we hereby place on record our conviction that he was actuated by a high sense of patriotism and loyalty to republican institutions, and ever devoted himself to the interests of the people.

From the time that as a member of the Charleston convention in 1860 he withdrew, saying he could not sit in a convention where the African slave trade, piracy by the laws of his country, was approvingly advocated, down to his investigation of the abuse of the indigent and suffering in the poorhouses and asylums of Massachusetts, his heart beat in sympathy with the lowly.

Gen. Butler deserves well the laurel of that military virtue, promptness. In three days after President Lincoln had made his call for troops, Brigadier General Butler was at Annapolis with the 8th Massachusetts regiment, and had the district of Baltimore in full control, thereby keeping open the road to the national capital.

He made another stroke for the cause of liberty when in command at Fortress Monroe he refused to give up the slaves who came into his lines, notifying the masters who demanded them that these slaves were contraband of war.

A considerable number of Michigan soldiers served under the command of Gen. Butler, both in the army of the James and in the army of the Gulf. They share in the renown of their general.

As a member of congress Gen. Butler was never found wanting in courage, industry, ability or eloquence; and the measure of success he there attained endeared him to his constituents. He was one of the active managers of the House in the impeachment of Andrew Johnson.

In his subsequent history as governor of Massachusetts he was noted for the vigor of his administration. His private and professional career was distinguished for the same devotion and intensity that made his public actions so conspicuous. But in all that he undertook he was the same conscientious, careful, deserving and honorable citizen, useful to his country and worthy of the approbation of all Americans.

The question being on the adoption of the resolution,

The resolution was unanimously adopted.

Mr. Turnbull offered the following resolution:

*Whereas*, The present boards of control and officers of our State institutions have been charged with mismanagement and extravagance during the past two years; and

*Whereas*, We find by act No. 146 of 1891, that inventories of all of our State institutions were, for the first time, required to be made and filed with the Auditor General; now, therefore, be it

*Resolved*, That in all institutions where inventories were taken and were made a matter of record previous to 1891, that the committees of investigation procure from the superintendent a certified copy of the total of such inventory and report the amount of the same to this body.

*Resolved, also*, That the Clerk of the Senate request the Auditor General to furnish this body a statement of all current expenses, receipts and disbursements of each of our several State institutions for each of the last four fiscal years, and also to show by this statement each institution's earnings and expenses separately; and be it

*Further resolved*, That he shall certify to this body the total valuation of all the State institutions according to their last inventories filed in his office;

The question being on the adoption of the resolution,

Mr. Hopkins moved to amend the resolution by striking out the first paragraph of the preamble;

Pending which,

Mr. Pierce moved,

That the resolution be referred to the committee on State affairs with instructions to report the same back to the Senate, upon which motion Mr. Doran demanded the yeas and nays.

The resolution was then so referred by yeas and nays as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Crane  
Earle  
Flesheim  
Fox

Mr. French  
Garvelink  
Gibson  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Pasco  
Pierce  
Sabin  
Steel  
Weiss

19

#### NAYS.

Mr. Clapp  
Clark  
Doran

Mr. Gilbert  
Hopkins  
Jordan

Mr. Morrow  
Mugford  
Turnbull

9

Mr. McLaughlin offered the following resolution:

WHEREAS, The danger from the introduction and spread of cholera in this country is imminent, and sufficient to demand our most earnest efforts to protect the people of this land; and

WHEREAS, This hazzard will be greatly increased by the large flow of immigration to our shores; and

WHEREAS, The business and commercial interests of the country are in jeopardy; therefore

*Resolved* (the House concurring), That it is the duty of the federal government to use every effort in its power to prevent the importation of the terrible plague to this continent, and that it should suspend immigration to this country for a period of one year, and take such other measures for the protection of the people as it shall deem fitting; and

*Resolved*, That the federal, State and municipal authorities should co-operate in providing and perfecting means to guard the public health; and

*Resolved, further*, That a copy of these resolutions be sent to the pres-

ident of the United States, the national board of health, the secretary of the treasury, the State board of health of this State, the various boards of health of the State of Michigan, and the mayors of all cities in this State.

Which resolutions were adopted.

Mr. Pierce offered the following resolution:

*Resolved by the Senate* (the House concurring), That the joint committee heretofore appointed to make arrangements for memorial exercises in honor of the late Hon. Henry P. Baldwin, be authorized to make arrangements for suitable memorial evercises, to be held at the same time and place, in honor of the late Hon. Rutherford B. Hayes;

Which resolution was adopted.

Mr. Hopkins moved to take from the table

House bill No. 18 (file No. 2), entitled

A bill to amend section No. 1 of chapter No. 6 of an act entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being act No. 164 of the public acts of 1881, as amended by act No. 56 of the public acts of 1887, being section 5103 of Howel's annotated statutes;

Which motion prevailed.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hopkins, by unanimous consent, moved to amend the bill as follows:

By striking out all after the word "hours," in line 23 of section one, and inserting in lieu thereof the words

"The vote shall be by ballot either printed or written, or partly printed and partly written, and the canvassing of the same shall be conducted in the same manner as are township elections so far as the laws governing the same are applicable. And where they are not, the board of inspectors shall prescribe the manner in which such canvass shall be conducted;"

Which motion prevailed and the bill was so amended.

The bill as thus amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Burt  
Clapp  
Clark  
Doran  
Earle  
Flesheim  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Jewell  
McLaughlin  
Mears

Mr. Mugford  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

#### NAYS.

Mr. Jordan

Mr. McGinley

Mr. Morrow

3

Title agreed to.

On motion of Mr. Hopkins,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## INTRODUCTION OF BILLS.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 44, entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the united friends of Michigan.

The bill was read a first and second time by its title, and referred to the committee on Religious and benevolent societies.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 45, entitled

A bill to amend section 14 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1869, as amended by act numbered 350 of the acts of 1891, and to repeal section 15 of said act, approved Feb. 24, 1869.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Cities and villages.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 46, entitled

A bill to amend section 56 of act No. 153 of the session laws of 1891, being an act entitled, "An act to amend chapter 93 of the revised statutes of 1846, of courts held by justices of the peace," the same being compiler's section 6869 of Howell's annotated statutes of 1882.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 47, entitled

A bill to amend section 2 of act No. 137 of the session laws of 1849, being an act entitled, "An act to authorize proceedings against garnishees and for other purposes," being compiler's section 8032 of Howell's annotated statutes of 1882.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 48, entitled

A bill to amend section 23, of act No. 103, of the public acts of 1879, entitled "An act to amend sections 23, 42 and 46 of act No. 194 of the session laws of 1877, being 'An act to provide for the organization, regulation and management of the asylums for the insane, and effectually to provide for the care, maintenance and recovery of the insane,' approved May 22, 1877.

The bill was read a first and second time by its title and referred to the committee on Asylums for the insane.

Mr. Morrow, unanimous consent being granted, offered the following resolution:



*Resolved*, That the members of Senate committees visiting State institutions be requested to file with the Clerk of the Senate an account of their actual and necessary expenses in accord with the session laws of 1891.

Which resolution was adopted.

• GENERAL ORDER.

On motion of Mr. Fleshiem,  
The Senate went into committee of a whole on the general order, whereupon

The President called Mr. Turnbull to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:  
Senate joint resolution No. 1 (file No. 3), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State, relative to the compensation of members of the legislature,

Have made some progress therein, but not having completed the consideration of the same, ask leave to sit again.

J. D. TURNBULL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Turnbull,

The committee of the whole were granted leave to sit again.

By unanimous consent, leave of absence from tomorrow's session was granted to Messrs. Brundage, McLaughlin, Gilbert and French.

Mr. Jewell, by unanimous consent, moved to take from the table the concurrent resolution relative to the appointment of an architect to visit the upper peninsula prison;

Which motion did not prevail.

On motion of Mr. Gibson,

The Senate adjourned and the President announced that the Senate would stand adjourned until 9 o'clock a. m., tomorrow.

*Lansing, Saturday, January 21, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Doran, Earle and Fleshiem.

On motion of Mr. Fox,

Leave of absence was granted to Mr. Burt for today's session.

On motion of Mr. Morrow,

Leave of absence was granted to Mr. Fleshiem for today's session.

On motion of Mr. Gibson,

Leave of absence was granted to Mr. Doran for today's session.

On motion of Mr. Pierce,  
Leave of absence was granted to Mr. Earle for today's session

## NOTICES.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894.

## INTRODUCTION OF BILLS.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 49, entitled

A bill to amend section 2 of chapter 166, of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882 relative to new trials and exceptions in criminal cases, and to add a new section to said chapter to stand thereto as section 8.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

On motion of Mr. Barnard,

The Senate adjourned, and the President announced that the Senate would stand adjourned until 9 o'clock p. m., Monday, January 30.

*Lansing, Monday, January 30, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Crane, French, Gilbert, Hopkins, Flesheim, Morrow and Turnbull.

On motion of Mr. Gibson,

Indefinite leave of absence was granted Mr. Crane on account of sickness in his family.

On motion of Mr. Clark,

Indefinite leave of absence was granted Messrs Morrow and Mellen on account of sickness.

On motion of Mr. Gibson,

All absentees were granted leave of absence for the day.

## MOTIONS AND RESOLUTIONS.

Mr. Fox by unanimous consent offered the following resolution:

WHEREAS, We have learned with deep regret and profound sorrow of the death of that distinguished American, James G. Blaine, whose statesmanship and eloquence are unsurpassed and have exerted a powerful influence in shaping the destiny of this nation; and

WHEREAS, His character, pure as the snow from heaven, his judgment clear as the noonday sun, and his intellect, keen and bright as a flashing sabre, furnish us lessons which will remain to the end of time; now, therefore

*Resolved* (the House concurring), That a joint committee of three Senators and three Representatives be appointed to arrange for a joint memorial convention of the two Houses that opportunity may be given for paying fitting tribute to the memory of the illustrious dead.

Which resolution was unanimously adopted.

On motion of Mr. Mears, as a further mark of respect to the memory of the deceased statesman

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

---

*Lansing, Tuesday, January 31, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Turnbull.

On motion of Mr. Fleshiem,

Mr. Turnbull was granted indefinite leave of absence on account of sickness.

#### PRESENTATION OF PETITIONS.

No. 14. By Mr. Garvelink: Petition of the board of supervisors of Van Buren county relative to the division of townships into election precincts.

On motion of Mr. Garvelink,

The petition was ordered spread upon the Journal.

The following is the petition:

*To the Honorable Board of Supervisors of Van Buren county:*

Your committee appointed to draft resolutions and recommendations to the Legislature of the State of Michigan to the end that the law requiring voting precincts containing more than five hundred electors according to the last preceding general election be amended so as to read seven hundred electors respectfully report and recommend as follows:

WHEREAS, Under the laws of this State in election districts or voting precincts containing more than five hundred electors according to the full list of the last preceding general election it is the duty of the township board in townships and the city council in cities to divide such voting precincts into two or more election districts; and

WHEREAS, The carrying out of the provisions of such law would necessarily increase the expenses of elections in several of the townships and election precincts in this county and in many of the townships and voting precincts in the State without facilitating the conducting of elections; therefore, be it

On motion of Mr. Pierce,  
Leave of absence was granted to Mr. Earle for today's session

## NOTICES.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894.

## INTRODUCTION OF BILLS.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 49, entitled

A bill to amend section 2 of chapter 166, of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882 relative to new trials and exceptions in criminal cases, and to add a new section to said chapter to stand thereto as section 8.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

On motion of Mr. Barnard,

The Senate adjourned, and the President announced that the Senate would stand adjourned until 9 o'clock p. m., Monday, January 30.

---

*Lansing, Monday, January 30, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Crane, French, Gilbert, Hopkins, Flesheim, Morrow and Turnbull.

On motion of Mr. Gibson,

Indefinite leave of absence was granted Mr. Crane on account of sickness in his family.

On motion of Mr. Clark,

Indefinite leave of absence was granted Messrs Morrow and Mellen on account of sickness.

On motion of Mr. Gibson,

All absentees were granted leave of absence for the day.

## MOTIONS AND RESOLUTIONS.

Mr. Fox by unanimous consent offered the following resolution:

WHEREAS, We have learned with deep regret and profound sorrow of the death of that distinguished American, James G. Blaine, whose statesmanship and eloquence are unsurpassed and have exerted a powerful influence in shaping the destiny of this nation; and

WHEREAS, His character, pure as the snow from heaven, his judgment clear as the noonday sun, and his intellect, keen and bright as a flashing sabre, furnish us lessons which will remain to the end of time; now, therefore

*Resolved* (the House concurring), That a joint committee of three Senators and three Representatives be appointed to arrange for a joint memorial convention of the two Houses that opportunity may be given for paying fitting tribute to the memory of the illustrious dead.

Which resolution was unanimously adopted.

On motion of Mr. Mears, as a further mark of respect to the memory of the deceased statesman,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

---

*Lansing, Tuesday, January 31, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Turnbull.

On motion of Mr. Fleshiem,

Mr. Turnbull was granted indefinite leave of absence on account of sickness.

#### PRESENTATION OF PETITIONS.

No. 14. By Mr. Garvelink: Petition of the board of supervisors of Van Buren county relative to the division of townships into election precincts.

On motion of Mr. Garvelink,

The petition was ordered spread upon the Journal.

The following is the petition:

*To the Honorable Board of Supervisors of Van Buren county:*

Your committee appointed to draft resolutions and recommendations to the Legislature of the State of Michigan to the end that the law requiring voting precincts containing more than five hundred electors according to the last preceding general election be amended so as to read seven hundred electors respectfully report and recommend as follows:

WHEREAS, Under the laws of this State in election districts or voting precincts containing more than five hundred electors according to the full list of the last preceding general election it is the duty of the township board in townships and the city council in cities to divide such voting precincts into two or more election districts; and

WHEREAS, The carrying out of the provisions of such law would necessarily increase the expenses of elections in several of the townships and election precincts in this county and in many of the townships and voting precincts in the State without facilitating the conducting of elections; therefore, be it

*Resolved*, By the board of supervisors of Van Buren county and said board do hereby recommend to the Legislature of the State of Michigan that section number four of act number one hundred and ninety of the session laws of 1891 entitled, "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State" be amended so as to read as follows:

SEC. 4. No election district or voting precinct under the provisions of this act shall contain more than seven hundred electors according to the poll list of the last preceding general election. When any election district or voting precinct shall contain over seven hundred electors it shall be the duty of the township board in townships and the city council in cities to divide such voting precinct into two or more election districts. In case of townships and incorporated villages so divided the provisions of chapter eight of Howell's annotated statutes, shall apply to and govern all proceedings hereunder with reference to such division, boards of registration, election inspectors and all matters arising therefrom not provided for by this act. In cities where no special provision exists relative thereto such division and all matters arising therefrom not covered by the provisions of this act shall be provided for by ordinance of the common council of said city and it is hereby made the duty of such common council to make all necessary rules and regulations in connection therewith to fully carry out the provisions of this section.

It is further recommended that said amended act be passed to take immediate effect after its passage.

It is also recommended that copies of these resolutions be forwarded to Hon. Jan W. Garvelink, State Senator, and Hon. E. A. Wildy, Representative in the State Legislature with a request that they take such prompt and honorable means as seems to them best to secure the early passage of the amendment to said section.

Respectfully submitted,

JAMES H. JOHNSON,  
HENRY SPAULDING,  
P. J. DILLMAN,  
A. F. BARNES,

*Committee.*

Referred to the committee on Elections.

No. 15. By Mr. Garvelink: Petition of C. Baughman, Chester Howard, Albert Goble and many other citizens of Van Buren county relative to incorporation of sparsely settled villages.

On motion of Mr. Garvelink the petition was ordered spread upon the Journal as follows:

*To the Senate and House of Representatives of the State of Michigan:*

We, the undersigned tax payers and residents of Van Buren county, Michigan, would respectfully represent to your honorable body that many villages in this State with only a few hundred inhabitants at the instance of a few ambitious or selfish individuals, without opposition from the unthinking majority, secure an incorporation of certain territory including farms and farm lands within such incorporated limits greatly to the detriment and damage of the owners who are thus burdened without proper representation or remuneration. Therefore do earnestly and respectfully pray and petition that no such incorporation shall be granted



without at least one thousand bona fide residents are included within such corporate limits. And we will ever pray, etc.

C. Baughman,  
Chester Howard,  
Albert Goble,  
Geo. Post,  
J. H. Loveland,  
N. Nightingale,  
Byron Day,  
Austin Root,  
Joseph Green,  
Bertrand D. Jessops,  
Warren Goble,  
H. W. Goble,  
Sylvester Lauver,  
J. W. Tuxbury,  
Peter Peck,  
C. M. Wilkinson,  
John Sebring,

Adelbert Lober,  
S. V. Lockard,  
Edson Howard,  
H. A. Loveland,  
James H. Goble,  
Walter E. Goble,  
Scott Lober,  
J. G. Clark,  
flour mills and merchant,  
P. Austin,  
G. Austin,  
Wm. Markillie,  
W. J. Sellick,  
G. W. Koons,  
W. Killips,  
Chas. S. Maynard.

Referred to the committee on Counties and villages.

No. 16. By Mr. McLaughlin: Petition of the Detroit board of trade asking for the passage of Senate bill No. 33, regulating telegraph companies.

Referred to the committee on Banks and corporations.

No. 17. By Mr. Clapp: Petition of F. J. Miller, George H. Hunt, E. E. Thresher and 77 others asking that the open season for killing deer in the upper peninsula extend from October 10 to Nov. 9.

Referred to a committee on State affairs.

No. 18. By Mr. Brundage: Resolution of the board of supervisors of Ottawa county praying for the repeal of act No. 231, public acts of 1881 relative to railroad crossings.

On motion of Mr. Brundage,

The resolutions were ordered spread upon the Journal as follows:

**WHEREAS**, Under the law passed by our Legislature during the session of 1889 was a law called railroad crossing law entitled act No. 231, being an act to amend Sec. 27, Chap. 1, of act No. 243 of public acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening and improvement and maintaining of highways and private roads and the building, repairing and preservation of bridges within the State," as amended by act No. 166 of the public acts of 1888; and

**WHEREAS**, The act as passed places a burden and tax upon the people of this State detrimental to the progress, advancement and opening up of the unsettled portions of our State, besides giving railroad companies absolute control as to fixing compensation for putting in such crossings, repairs or maintenance of same;

**Resolved**, That we do hereby urgently ask our Representatives in the Senate and House to use their influence for the repeal of this act, and to reenact the law of 1883, being act No. 166 of the session laws of that year.

Referred to the committee on Railroads.

No. 19. By Mr. Doran: Resolutions of the board of supervisors of Kent county, protesting against the organization of the county of Stockbridge.

On motion of Mr. Doran,

The resolutions were ordered spread upon the Journal as follows:

EXTRACTS FROM PROCEEDINGS OF BOARD OF SUPERVISORS.

*January 20, 1893.*

Mr Montgomery presented the following resolution and moved its adoption:

WHEREAS, One of our Representatives has introduced a bill in the Legislature detaching a certain portion of the territory of this county for the purpose of forming the new county of Stockbridge; therefore

*Resolved*, That our Senators and Representatives in the Legislature be requested to use all honorable means in their power to defeat the measure, as we believe it to be against the best interests of Kent county, and an injustice to the taxpayers of the townships proposed to be detached.

Yeas and nays called for by Mr. Braman. The resolution was adopted by the following vote:

Yeas: Messrs. Benjamin, Braman, Cogshall, Colson, Emmons, Fehsenfeld, Frost, Hill, Hodges, Hogadone, Holben, Hyde, Jones, Kinney, Ladner, Lindemulder, Look, Loomis, Montgomery, O'Leary, Proctor, Rosenberg, Skeels, Smith, Smits, Solomon, Ulrich, Walker, Ward, Warner, Watkins, Woodworth, E. C., Woodworth, W. F., Chairman.—34.

Nays: Messrs. Gill, Lathrop, Leppink, Schermerhorn.—4.

Absent: Mr. Lee.

I do hereby certify that the above is a true copy of that part of the proceedings of the board of supervisors on January 20, 1893, relating to above matter and the whole of such matter.

FRANKLIN D. EDDY,

*Clerk of the Board of Supervisors, Kent Co., Michigan.*

Referred to the committee on Counties and townships.

No. 20. By the President: Resolution of West Michigan fruit growers' society and the Grand River Valley horticultural society, relative to legislation to secure better public highways in this State.

Referred to the committee on Roads and bridges.

No. 21. By Mr. Brundage: Petition of the board of supervisors of Ottawa county, praying for the amendment of section 319, page 166 of Vol. 1 of Howell's statutes relative to the powers of the State board of equalization.

On motion of Mr. Brundage,

The resolutions were ordered spread upon the Journal as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan:*

GENTLEMEN—Your petitioners, the board of supervisors of Ottawa county, knowing by actual experience that the State Board of Equalization, as at present constituted, works disadvantageously to the smaller and weaker counties, leaving them virtually without representation on said board and making it impossible to have their interests properly considered, do respectfully and earnestly pray your honorable bodies to so amend section 319, page 166, of volume 1 of Howell's annotated statutes, that it shall be read as follows:

*"The People of the State of Michigan enact, That there shall be a State Board of Equalization, to consist of the Lieutenant Governor, who shall*

be ex officio chairman thereof, and in case of a tie, shall have the casting vote, the Deputy Auditor General, who shall be the secretary of said board, and one member from each organized county in the State, to be chosen by the board of supervisors thereof at the June session of such board in the year of the session of said State Board of Equalization, whose duty it shall be in the year eighteen hundred and ninety-six, and every fifth year thereafter, to equalize the assessments on all taxable property in the State except that paying specific taxes, as hereinafter provided," and that section 327, page 167, of volume 1 of Howell's annotated statutes, be amended so as to read as follows: A majority of the members of the board chosen as aforesaid, shall constitute a quorum for the transaction of business. The Lieutenant Governor and the several members of said board shall receive three dollars a day for actual attendance and ten cents a mile for travel in going to and returning from the seat of government the usual traveled route, to be paid out of the treasury on the warrant of the Auditor General. And your petitioners will ever pray.

GEORGE D. TURNER, *Clerk*.

Referred to the committee on taxation.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 7, entitled

A bill to amend section 2, of act No 221 of the public acts of 1861, entitled, "An act giving to circuit courts jurisdiction by information in the nature of *quo warranto* in certain cases," approved, March 15, 1861, the same being compiler's section 8662 of Howell's annotated statutes of 1882.

CHAS. S. PIERCE, *Chairman*.

Report accepted.

#### NOTICES.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to authorize certain water supply companies, now or hereafter organized, to also operate electrical plants in connection with their water works systems.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill in relation to taxable transfers of property.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to amend by adding a new section to stand as section 39, chapter 118 of the revised statutes of 1846, being compiler's chapter 282 of Howell's annotated statutes of Michigan, entitled "The voluntary dissolution of corporations and the abatement of suits by and against them."

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to protect toilers against unjust demands of employers of labor to give redress to employes discharged in certain cases, and to punish

employers, their agents, clerks and servants for any violation of the same

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations, as amended by act No. 60 of the public acts of 1891, being chapter 177 of Howell's annotated statutes by adding a section thereto to stand as section 7 of said act."

Mr. Sabin gave notice that at some future day he will ask leave to introduce

A bill to amend sections 1, 2, 7, 10, 11, 12, 14, 26, 36, 37, 38 and 43 of act No. 190 of the session laws, public acts of 1891, approved July 3, 1891, entitled "An act to prescribe the manner of conducting, and to prevent fraud and deception at elections in this State."

Mr. Champion gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to Sec. 1, article 8 of the constitution of this State, relative to the length of term of office of Supt. Public Instruction.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend the law relative to primary elections and political conventions and by adding one new section thereto.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill in relation to the contracts of married women.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill in regard to the acknowledgments of deeds, mortgages and other instruments required by law to be acknowledged by the party executing the same.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to provide for the revision of the constitution of the State of Michigan.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to amend sections one and two of act No. 145 of the laws of Michigan, of the year 1891, entitled "An act authorizing the board of managers of the Michigan Soldiers' Home to sell certain real estate now belonging to the State of Michigan, and to apply the proceeds of such sale to the improvement of grounds and buildings of that institution," approved June 19, 1891.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 249 of the session laws of 1889, entitled "An act relating to the admission of insane members of the Michigan Soldier's Home to the insane asylums of this State, and to their support at such asylums," approved July 3, 1890.

Mr. Mugford gave notice that at some future day he would ask leave to introduce

A bill to provide a standard classification for nursery stock, to regulate

the sale of good stock, to prescribe a license and a license fee for nursery agents and to prescribe penalties for violations of its provisions.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled, "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by striking out and repealing chapters 2 and 3, and substituting in place thereof a chapter to stand as chapter 2 of said act.

Mr. Pasco gave notice that at some future day he would ask leave to introduce

A bill to change the name of August Johnson to August Hammer, and to legalize contracts and heirships of said Johnson under the name of Hammer.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 22 of the laws of 1889, entitled "An act to amend act No. 28 of the public acts of 1877, entitled 'An act to provide for the appointment of assistant prosecuting attorneys for the county of Wayne,' as amended by act No. 7 of the public acts of 1883, and act No. 109 of the public acts of 1885, so as to provide for the appointment of two assistant prosecuting attorneys of said county and defining their powers and duties, by providing for the appointment of four assistant prosecuting attorneys for the county of Wayne and defining their duties and powers."

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to establish and regulate fares for sleeping car accommodations, furnished by railway or other corporations, owning, leasing, operating or running cars or coaches designed for or providing such accommodations within the State of Michigan.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 2 of act No. 70 of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes.

Mr. Burt gave notice that at some future day he would ask leave to introduce

A bill to amend section 5 of chapter 165 of the revised statutes of 1846, as amended, the same being compiler's section 9563 of Howell's annotated statutes of Michigan.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 109 of the public acts of the State of Michigan for the year 1857, being an act entitled "An act to provide for the feeing of an attorney when appointed by the court," and being sections 9046, 9047 and 9048 of Howell's annotated statutes of the State of Michigan.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to provide for and authorize the school board of district No. 1, in the township of Plymouth, Wayne county, State of Michigan, to examine and grant certificates to all teachers employed or to be employed by said board to teach in said school.

## MOTIONS AND RESOLUTIONS.

Mr. McLaughlin offered the following resolution:

*Resolved*, That a special committee of three be appointed by the President of the Senate to enquire whether the clerks of the various committees are in due attendance upon the Senate, and whether any such clerks are receiving pay in other branches of the State government:

Which resolution was adopted.

The President announced as such committee, Senators McLaughlin, Clapp and Clark.

## INTRODUCTION OF BILLS.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 50, entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll and plank road companies in the streets and highways of such cities and townships, and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities and townships, to the cities or townships in which the same may be located.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Gibson, previous notice having been given and leave granted, introduced

Senate joint resolution No. 5, entitled

A joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of State officers.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 51, entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 52, entitled

A bill to provide separate grades for railroads and public highways and streets where railroads intersect such highways or streets.

The bill was read a first and second time by its title, ordered printed and referred to the committees on Cities and villages and Railroads.

Mr. Earle, previous notice having been given and leave being granted, introduced

Senate bill No. 53, entitled

A bill to amend section 1 of an act entitled "An act to regulate the taking and catching of fish in the inland lakes of this State," approved June 24, 1891, and to further regulate fishing in the streams of this State.

The bill was read a first and second time by its title and referred to the committee on State affairs.



Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 54, entitled

A bill to amend section 1 of act No 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan as amended by act No. 172 of the session laws of 1885, relative to the Reform School."

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 55, entitled

A bill to establish the central Michigan normal school and business institute at Mount Pleasant, Michigan.

The bill was read a first and second time by its title and referred to the committee on Normal School.

#### GENERAL ORDER.

On motion of Mr. Doran,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Doran to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate joint resolution No. 1 (file No. 3), entitled

Joint resolution proposing an amendment to section 15, article 4 of the constitution of this State relative to the compensation of members of the Legislature,

Have directed me to report progress thereon and ask leave to sit again.

PETER DORAN, *Chairman.*

Report accepted.

The Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Clark offered the following resolution:

WHEREAS, The House of Representatives of the United States Congress has recently proposed an amendment to the constitution of the United States providing for a change in the manner of selecting United States senators by the people of the several States, which said proposed amendment is now pending before the United States Senate, and action is likely to be speedily had thereon by that body; and

WHEREAS, We believe such a change to be in accordance with the trend of advancing public sentiment on the subject;

Resolved (the House concurring), That the Senators in Congress from this State be and are hereby requested to aid by vote and influence in the adoption by the United States Senate of the resolution pending proposing such amendment, and that the Secretary of the Senate be directed to forward immediately to each of the United States Senators from this State a duly authenticated copy of this resolution; also to forward such copy to the Secretary of the Senate of each State whose Legislature is now in ses-

sion, with a request that the same be laid before such Legislature immediately.

The question being on the adoption of the resolution,

Mr. McGinley moved that the resolution be laid on the table, on which Mr. Doran demanded the yeas and nays.

The motion to lay the resolution on the table then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Earle  
Fleishem  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
McGinley  
McLaughlin  
Mears

Mr. Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

18

#### NAYS.

Mr. Burt  
Champion  
Clapp  
Clark

Mr. Doran  
Gilbert  
Hough

Mr. Jewell  
Jordan  
Mugford

10

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred Senate joint resolution No. 5, entitled

A joint resolution proposing an amendment to section 1, article 9 of the constitution of this State, relative to the salaries of State officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommending that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

FRANK W. CLAPP, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Wednesday, February 1, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Mr. Sawyer rose to a

#### QUESTION OF PRIVILEGE,

which he stated as follows:

Inasmuch as I was unavoidably absent on Jan. 17, when the vote was had for United States Senator, I desire that it be made of record that had I been able to be present I would have named Francis B. Stockbridge as the candidate of my choice.

The President announced that the question of privilege would be entered upon the Journal.

#### PRESENTATION OF PETITIONS.

No. 22. By Mr. Mears: Memorial from Kalkaska county board of supervisors relative to pine stump lands.

Referred to the committee on State affairs.

No. 23. By Mr. Gilbert: Resolutions of the board of supervisors of Arenac county asking for repeal of mortgage tax law.

On motion of Mr. Gilbert,

The resolutions were spread upon the Journal as follows:

WHEREAS, The mortgage law enacted at the last session of the Legislature is a burden to those who are compelled to procure loans and fails to meet the object intended and has a tendency to drive capital from the county;

Resolved, That our Senator and Representative be and they are requested to use their influence at the next session of the Legislature to procure an immediate repeal of said law;

Resolved, That the clerk of this board be and is instructed to forward to said Senator and Representative a certified copy of the above resolution.

Supported by Supervisor Wilcox, and adopted.

STATE OF MICHIGAN, } ss.  
COUNTY OF ARENAC, }

I, James Adams, clerk of the circuit court for said county and of the board of supervisors thereof, do hereby certify that the above and foregoing is a true and compared copy of an original record of a resolution now on record in the office of the clerk of said county and board, and the whole of such original record.

In testimony whereof I have hereunto set my hand and affixed [L. s.] the seal of said county, at the village of Standish this 16th day of Dec., A. D. 1892.

JAMES ADAMS, *Clerk.*

Referred to the committee on Judiciary.

No. 24. By Mr. Jewell: Petition of Otto Ihling, S. T. Read, John L.

Post, Orlando Philips and many other citizens of Kalamazoo county, relating to the open season for killing deer.

Referred to the committee on State affairs.

No. 25. By Mr. Clapp: Petition of Wm. P. Burnett, Zebedee Beverley, W. H. Coulter and others to amend an act making it unlawful to take fish from the waters of Diamond lake in Cass county.

Referred to the committee on State affairs.

No. 26. By Mr. Clapp: Petition of Frank F. Walker, Wm. A. Glover, Dallas Boudeman and 128 other citizens of Kalamazoo county to change the open season for killing deer, in the upper peninsula.

Referred to the committee on State affairs.

No. 27. By Mr. Clapp: Petition of W. B. Vosburg, B. A. Holcomb and 20 other citizens of Kalamazoo county relative to change of open season for killing deer in upper peninsula.

Referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies to whom was referred

Senate bill No. 44, entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the united friends of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and ask that the same be printed for the use of the committee.

JAN W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The bill was ordered printed for the use of the committee.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 36, entitled

A bill to authorize the township of Grant, in the county of Iosco, Michigan, to borrow money upon its bonds to pay a judgment entered on its bonds issued for the Tawas and Grant plank road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt

Mr. French  
Garvelink  
Gibson

Mr. Mears  
Mugford  
Pasco

Mr. Clapp  
Clark  
Doran  
Earle  
Fleishem  
Fox

Mr. Hopkins  
Hough  
Jewell  
Jordan  
McGinley  
McLaughlin

Mr. Pierce  
Sabin  
Sawyer  
Steel  
Weiss

26

NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships :

The committee on Counties and townships, to whom was referred

Senate bill No. 8, entitled

A bill to legalize and make valid certain township bonds issued by the township of Pickford in the county of Chippewa, on the 22d day of October, A. D. 1889.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary;

The committee on Judiciary, to whom was referred

Senate bill No. 38, entitled

A bill to amend Sec. 1 of act number 156 of session laws, 1891, entitled "An act to regulate interest of money on account, interest on money, judgments, verdicts, etc., approved June 24, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill be printed for the use of the committee.

CHAS. H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 29, entitled

A bill relative to the salary of the judge of probate of the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibson,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Gibson,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |            |                |    |
|-------------|------------|----------------|----|
| Mr. Barnard | Mr. French | Mr. McLaughlin |    |
| Brundage    | Garvelink  | Mears          |    |
| Burt        | Gibson     | Mugford        |    |
| Champion    | Gilbert    | Pasco          |    |
| Clapp       | Hopkins    | Pierce         |    |
| Doran       | Hough      | Sabin          |    |
| Earle       | Jewell     | Sawyer         |    |
| Flehiem     | Jordan     | Steel          |    |
| Fox         | McGinley   | Weiss          | 27 |

### NAYS.

0

Title agreed to.

On motion of Mr. Gibson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Reform School:

The committee on Reform School, to whom was referred

Senate bill No. 54, entitled

A bill to amend section 1 of act No. 154, public acts of 1891 entitled, "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan" as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from further consideration of the subject.

C. L. BRUNDAGE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the following account, viz.:

State Senate to Mrs. Mary Wilcox, Dr., to washing 43 towels for Senate at 5 cents each, \$2.15,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the account be allowed and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and adopted.

By the committees on Supplies and expenses and Printing:

The committees on Supplies and expenses and Printing, to whom was referred the following concurrent resolution:



*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, register of deeds, prosecuting attorney, circuit court commissioner, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed;

Which the House had amended by inserting after the words "circuit and probate judge," the words "stenographers in circuit courts,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the amendment be concurred in, and the resolution when so amended be adopted, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman Supplies and expenses.*

W. F. SAWYER, *Chairman Printing.*

Report accepted and committee discharged.

On motion of Mr. French,

The Senate concurred in the amendment recommended by the committee.

The question being on the adoption of the resolution,

Mr. Hopkins moved to amend the same by inserting after the words "recorder's court" the words "county commissioner of schools and school teachers,"

Which motion did not prevail.

Mr. Fox moved to amend the resolution by striking out the words "county treasurer, register of deeds, circuit court commissioner and stenographers in circuit courts."

Pending which, Mr. Fox

Moved that the amendment be laid upon the table,

Which motion did not prevail.

The question then recurring on the amendment made by Mr. Fox the same was agreed to.

The resolution as amended was then adopted.

By the committee on Railroads:

The committee on Railroads, to whom was referred

Senate bill No. 9, entitled

A bill to authorize railroad companies whose roads are situate in the upper peninsula to lease, sell or convey their property and franchises to any other railroad company, and to lease and purchase the property and franchises of other companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend an act entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad company, and to provide for securing payment therefor;" being act No. 10,

session laws of 1889, and No. 287, general railroad laws of 1889, so as to read, "An act to authorize railroad companies to lease, sell or convey their property and franchises of other rail-road companies."

Recommending that the substitute be printed for use of the committee.

JOSEPH FLESHIEM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleshiem,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Flesheim,

The request was granted, and the bill ordered printed for the use of the committee.

The message was laid on the table.

By the committee on Elections:

The committee on Elections, to whom was referred

Senate joint resolution No. 2 (file No. 4), entitled

Joint resolution to amend section 1 of article 7, of the constitution of the State, relative to the qualifications of electors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

CHARLES S. PIERCE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

The Secretary announced the following:

*Lansing, Jan. 31, 1893*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have assigned desks to the members of the press as follows, on right of the chair:

Desk No. 1, Detroit Tribune.

Desk No. 2, Grand Rapids Press.

Desk No. 3, Detroit Journal and News.

On left of the chair:

Desk No. 1, Detroit Free Press.

Desk No. 2, Grand Rapids Herald and Democrat.

Respectfully,

J. W. GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

#### MESSAGES FROM THE GOVERNOR

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, January 31, 1893. }*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 7 (manuscript), being

An act to amend section 2 of act No. 221 of the public acts of 1861, entitled "An act giving to circuit courts jurisdiction by information in the nature of quo warranto in certain cases," approved March 15, 1861, the same being compiler's section 8662 of Howell's annotated statutes of 1882.

Yours respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, January 31, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, This Legislature learns with deep sorrow of the death of Hon. Geo. A. Smith, of Somerset, Hillsdale county, who served with exceptional ability one term each in the House and Senate; therefore

*Resolved by the House* (the Senate concurring), That in his death the State, as well as his community, loses one of her best citizens and a conscientious and wise political counselor;

*Resolved*, That we hereby offer our sympathy to the bereaved family and relatives;

*Resolved*, That the flags over the House and Senate respectively be placed at half mast tomorrow from the hour of 12 to 1, the hour of his funeral;

*Resolved*, That a suitably engrossed copy of these resolutions be forwarded by the honorable Speaker of the House to the Hon. F. Hart Smith, to be presented to the family of the deceased,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The Senate concurred.

#### NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill in relation to the conveyance of lands by executors and administrators.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill making appropriations for the Reform School for the years eighteen hundred and ninety-three and eighteen hundred and ninety-four.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to authorize the city of Detroit to raise money for the purpose of enlarging and improving the public library building in said city.

Mr. Wiess gave notice that at some future day he would ask leave to introduce

A bill making appropriations for the State Industrial Home for Girls for the years 1893 and 1894.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to provide for a State quarantine system, and to make a contingent appropriation to be used if necessary.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to make an appropriation for inspections and special investigations, and otherwise to increase the efficiency of the State board of health in restricting dangerous diseases.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to prevent the entrance of persons or articles liable to convey a dangerous communicable disease into any township, city or village in Michigan except under specific regulations.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill specifying duties of health authorities providing for a public sanitary meeting annually, in each township, city and village, and for the adoption of estimates for ordinary sanitary work and expenditures.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to authorize the destruction of infected clothing, etc., and to provide compensation therefor.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to regulate the practice and business of embalming the dead bodies of human beings.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to prevent the sale and use of infected milk and milk products, by prohibiting the sale, and providing for the punishment of offenders.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to restrict the sale by hawkers or peddlers of drugs and medicines.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to regulate the practice of medicine, requiring certain qualifications of persons beginning the practice of medicine in Michigan and the registration of all practitioners.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to establish uniformity in the taking of depositions for use in judicial proceedings.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to provide for the treatment and care of inmates of the public institutions and poorhouses of this State.

Mr. Mugford (by request) gave notice that at some future day he would ask leave to introduce

A bill relative to the qualifications of justices of the peace in the city of Detroit.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A joint resolution requesting the senate and house of representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States, providing for the election of United States senators on a general ticket by the people of each state.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to compel all railroad companies organized and doing business in this State, to provide and deliver on or before the first day of January of each year, to each State officer, members of judiciary and members of the Legislature an annual pass good over their respective lines of railroads within this State.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to provide for the organization and incorporation of companies for clearing out and improving the Ontonagon river, or any of the rivers or streams emptying into the Ontonagon river, in this State, for the purpose of driving, sorting, holding and delivering logs.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by adding a new chapter thereto.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan and to repeal an act entitled 'An act to extend aid to the University of Michigan,'" approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871, the same being section 4945 of Howell's annotated statutes.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A joint resolution, proposing an amendment to article ten of the constitution of this State by adding a new section thereto to stand as section twelve, relative to county roads.

Mr. Jordan gave notice that at some future day he would ask leave to introduce

A bill to amend section No. 1 of act No. 78 of public acts of 1887 entitled "An act relative to the unlawful use of badges of the grand army of the republic, being section No. 4859 of third volume Howell's annotated statutes.

Mr. \_\_\_\_\_ gave notice that at some future day he would ask leave to introduce

A bill making the months of December, January, February and March a closed season on Diamond lake, in Cass county, Michigan, making it unlawful to take fish from the waters of said lake during the months named by any kind of tackle or means whatsoever and for each offense a fine of 50 dollars.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to authorize the appraisement and sale at private sale, by guardian, of the interest or share in real estate of minors or other persons under guardianship in certain cases, and under certain conditions and limitations, and for the repeal of all acts and parts of acts in so far as they may be in conflict therewith.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to provide for the incorporation of the State division of the league of American wheelmen and the branches thereof, known as clubs.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 11 of act No. 40 of the public acts of 1881, entitled "An act for the republication and sale of such of the reports of the supreme court of this State as are or may become out of print, and have not been stereotyped, and to repeal act No. 217 of the session laws of 1875, being an act entitled 'An act to provide for the republication and sale of such of the reports of the supreme court of this State, as are or may be out of print,' " approved May 3, 1875, being section 7226 of second Howell's annotated statutes of Michigan of 1882.

Mr. Jordan gave notice that at some future day he would ask leave to introduce

A bill to prohibit trust companies and all corporations from acting as trustee, receiver, executor, administrator or guardian and to prohibit the appointment thereof, by probate courts, circuit courts in chancery, and all other courts having power and concurrent jurisdiction therewith.

#### MOTIONS AND RESOLUTIONS.

Mr. Brundage offered the following resolution:

*Resolved*, That the committee on railroads, to whom was referred Senate bills Nos. 2 and 4 (known as the anti free pass bills) be requested to report to the Senate one of said bills, with or without amendments thereto or a substitute thereof, at the session thereof to be held on Tuesday, February 7, 1893.

On which Mr. Brundage demanded the yeas and nays.

The resolution was then adopted, by yeas and nays, as follows:

#### YEAS.

|             |              |            |    |
|-------------|--------------|------------|----|
| Mr. Barnard | Mr. Fleshiem | Mr. Jewell |    |
| Brundage    | Fox          | Jordan     |    |
| Clapp       | French       | Mugford    |    |
| Clark       | Garvelink    | Sabin      |    |
| Earle       | Hough        | Steele     | 15 |

#### NAYS.

|            |           |            |
|------------|-----------|------------|
| Mr. Doran  | Mr. Pasco | Mr. Sawyer |
| McLaughlin | Pierce    | Weiss      |
| Mears      |           |            |

7

Mr. Jordan offered the following resolution:

*Resolved*, That the Michigan State equal suffrage association be per-



mitted the use of the Senate chamber for the address of Miss Anna Shaw on the evening of February 2, at 7:30 p. m.,  
Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Jordan, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 6, entitled

A joint resolution to amend section 1 of article 8 of the constitution of this State, relative to the time of electing the Superintendent of Public Instruction.

The bill was read a first and second time by its title and referred to the committee on Constitutional amendments.

Mr. Clark, previous notice having been given and leave being granted, introduced

Senate bill No. 56, entitled

A bill to amend sections 1, 3, 7, 14, 16, 17, 23, 26, 32, 36, 43 and 44 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State.

The bill was read a first and second time by its title, and referred to the committee on Elections.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 57, entitled

A bill to provide for a chaplain at the Michigan Soldiers' Home, to fix his salary and to define his duties.

The bill was read a first and second time by its title, and referred to the committee on Soldiers' Home.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 58, entitled

A bill to amend section 8 of act No. 152 of the session laws of 1885, being "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," approved June 5, 1885, and being consecutive section No. 1984-h of volume 3 Howell's annotated statutes of this State.

The bill was read a first and second time by its title and referred to the committee on Public building.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 59, entitled

A bill to amend sections one and two of act No. 145 of the laws of Michigan, of the year 1891, entitled "An act authorizing the board of managers of the Michigan Soldiers' Home to sell certain real estate now belonging to the State of Michigan, and to apply the proceeds of such sale to the improvement of grounds and buildings of that institution," approved June 19, 1891.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 60, entitled

A bill to amend act No. 249 of the session laws of 1889, entitled "An act relating to the admission of insane members of the Michigan Soldiers' Home to the insane asylums of this State, and to their support at such asylums," approved July 3, 1890.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 61, entitled

A bill to amend an act entitled, "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883; by striking out and repealing chapters 2 and 3, and substituting in place thereof a chapter to stand as chapter 2 of said act.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Municipal corporations.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 62, entitled

A bill in regard to the acknowledgments of deeds, mortgages and other instruments required by law to be acknowledged by the party executing the same.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 63, entitled

A bill in relation to the contracts of married women.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, by request, previous notice having been given and leave being granted, introduced

Senate bill No. 64, entitled

A bill to provide for the revision of the constitution of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Constitutional amendments.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 65, entitled

A bill to authorize certain water supply companies, now or hereafter organized, to also operate electrical plants in connection with their water works systems.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Pasco, previous notice having been given and leave being granted, introduced

Senate bill No. 66, entitled

A bill to change the name of August Johnson to August Hammer, and to legalize contracts and heirships of said Johnson under the name of Hammer.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 67, entitled

A bill to amend section 2 of act No. 70 of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 68, entitled

A bill in relation to taxable transfers of property.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Judiciary.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 69, entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations, as amended by act No. 60 of the public acts of 1891, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 7 of said act."

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Religious and benevolent societies.

Mr. Burt, previous notice having been given and leave being granted, introduced

Senate bill No. 71, entitled

A bill to amend section 5 of chapter 165 of the revised statutes of 1846, as amended, the same being compiler's section 9563 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gilbert, previous notice having been given and leave being granted, introduced

Senate bill No. 72, entitled

A bill to fix the salary of the probate judge of Bay county.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Judiciary.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 70, entitled

A bill to amend by adding a new section to stand as section 39, chapter 118 of the revised statutes of 1846, being compiler's chapter 282 of Howell's annotated statutes of Michigan, entitled "The voluntary dissolution of corporations and the abatement of suits by and against them."

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Judiciary.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 73, entitled:

A bill to amend act No. 22 of the laws of 1889, entitled "An act to amend act No. 28 of the public acts of 1877, entitled 'An act to provide for the appointment of assistant prosecuting attorneys for the county of

Wayne,' as amended by act No. 7 of the public acts of 1883, and act No. 109 of the public acts of 1885, so as to provide for the appointment of two assistant prosecuting attorneys of said county and defining their powers and duties, by providing for the appointment of four assistant prosecuting attorneys for the county of Wayne and defining their duties and powers."

The bill was read a first and second time by its title and referred to the committee on Judiciary.

#### GENERAL ORDER.

On motion of Mr. Clapp,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Champion to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate joint resolution No. 1, file No. 3, entitled

Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature.

Senate joint resolution No. 2, file No. 4, entitled

Joint resolution to amend Sec. 1 of Art. VII of the constitution of this State relative to the qualifications of electors,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

SCHUYLER CHAMPION, *Chairman.*

Report accepted.

On motion of Mr. Clapp,

The Senate concurred in the amendments made to the first named bill, and the same was placed on the order of third reading of bills.

The question being on concurring in the amendments made to the second named bill,

Mr. Doran demanded the yeas and nays.

The amendments were then concurred in, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McLaughlin

Mr. Mears  
Pasco  
Pierce  
Sawyer  
Steel  
Weiss

20

#### NAYS.

Mr. Clapp  
Clark  
Doran

Mr. Gilbert  
Jordan  
McGinley

Mr. Mugford  
Sabin

8

The bill was placed on the order of third reading of bills.  
By unanimous consent the Senate took up the order of

## THIRD READING OF BILLS.

Senate joint resolution No. 2 (file No. 4), entitled  
Joint resolution to amend section 1 of article 7 of the constitution of  
this State, relative to the qualifications of electors.

Was read a third time and passed, two-thirds of all the Senators elect  
voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Pasco  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

22

## NAYS.

Mr. Clark  
Doran

Mr. Gilbert

Mr. Mugford

4

The question being on agreeing to the title,

Mr. McLaughlin moved to amend the title as follows:

By striking out the words "to amend" and inserting in lieu thereof  
the words "proposing an amendment to,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. McLaughlin,

By a vote of two-thirds of all the Senators elect, the joint resolution was  
ordered to take immediate effect.

The following is the joint resolution:

Joint resolution proposing an amendment to section 1 of article 7 of the  
constitution of this State, relative to the qualifications of electors.

*Resolved by the Senate and House of Representatives of the State of  
Michigan,* That there shall be submitted to the electors of this State for  
approval or rejection the following amendment to section 1 of article 7 of  
the constitution of this State, that is to say, that section 1 of article 7 of  
said constitution be amended to read as follows:

"SECTION 1. In all elections every male citizen being a citizen of the  
United States, every male inhabitant residing in this State on the 24th day  
of June, 1835, every male inhabitant in the State on the first day of  
January, 1850, and every civilized male inhabitant of Indian descent, a  
native of the United States, and not a member of any tribe, shall be an  
elector and entitled to vote; but no one shall be an elector or entitled to  
vote at any election unless he shall be above the age of twenty-one years,  
and has resided in this State six months and in the township or ward in  
which he offers to vote, ten days next preceding such election: *Provided,*  
That in time of war, insurrection or rebellion no qualified elector in the  
actual military service of the United States, or of this State, or in the army  
or navy thereof, shall be deprived of his vote by reason of his absence from  
the township, ward or State in which he resides, and the Legislature shall

have the power, and shall provide the manner in which, and the time and place at which such absent electors may vote, and for the canvass and return of their votes to the township or ward election district in which they respectively reside, or otherwise."

*Resolved*, That said constitutional amendment shall be submitted to the electors of this State at the next spring election, to take place on the first Monday in April, A. D. 1893; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State at least twenty days prior to said election, and to certify the same to the clerks of the several counties of this State as required by the general laws of the State, and the said sheriffs are directed to give the several notices required by law, and the board of election commissioners of each of the several counties in this State shall prepare the ballots for voting on this amendment in accordance with the general laws of the State. Each person voting for said proposition shall have written or printed, or partly written or partly printed on his ballot the words: "Amendment to the constitution amending section 1 of article 7, relative to the qualifications of electors—Yes;" and each person voting against said proposition shall have written or printed, or partly written or partly printed on his ballot the words: "Amendment to the constitution amending section 1 of article 7, relative to the qualifications of electors—No;" The ballots shall in all respects be canvassed and returns made as in the election of justices of the supreme court and regents of the University.

Senate joint resolution No. 1 (file No. 3), entitled

Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Clapp  
Earle  
Fleishem  
Fox  
French  
Garvelink

Mr. Gilbert  
Hopkins  
Hough  
Jordan  
McGinley  
McLaughlin  
Mears

Mr. Mugford  
Pasco  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

22

#### NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The following is the joint resolution:

Joint resolution proposing an amendment to section 15, article 4, of the constitution of this State, relative to the compensation of members of the Legislature.

*Resolved by the Senate and House of Representatives of the State of Michigan*, That an amendment to section 15 of article 4 of the constitution of this State be and the same is hereby proposed to read as follows:

SEC. 15. The compensation of the members of the Legislature shall be



the sum of \$600 each for any general session. When convened in extra session, their compensation shall be \$3.00 a day for the first twenty days and nothing thereafter, and they shall legislate on no other subjects than those expressly stated in the Governor's proclamation or submitted to them by special message. They shall be entitled to ten cents, and no more, for every mile actually traveled in going to and returning from the place of meeting on the usually traveled route, and for stationery and newspapers, not exceeding \$5.00 for each member during any session. Each member shall be entitled to one copy of the laws, Journals and documents of the Legislature of which he was a member; but shall not receive at the expense of the State, books, newspapers or other perquisites of office not especially authorized by this constitution; be it further

*Resolved*, That said amendment shall be submitted to the people of this State at the spring election, on the first Monday in April, in the year 1893, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State in the same manner that he is now required to do in the case of the election of Governor or Lieutenant Governor, and the inspectors of election in the several townships and cities in this State shall prepare suitable boxes for the reception of ballots cast for or against such proposition. Each person voting for said proposition shall have written or printed, or partly written and partly printed on the ballot, the words: "Amendment to the constitution relative to the compensation of members of the Legislature fixing the same at \$600 each for a general session—Yes;" and each person voting against said proposition, the words "Amendment to the constitution relative to the compensation of members of the Legislature, fixing the same at \$600 each for a general session—No." The ballot shall in all respects be canvassed and returns be made as in election of Governor and Lieutenant Governor.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 35 (file No. 4), entitled

A bill to amend act No. 396 of the session laws of 1889, entitled "An act to organize fractional school district No. 1 of the city and township of Ironwood, in the county of Gogebic,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 41 (file No. 6), entitled

A bill to reorganize and incorporate the public schools of the city of Mount Pleasant,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 1, 1893.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill :

House bill No. 42 (file No. 5), entitled

A bill to provide for the election of overseers of highways, by ballot, in the township of Ecorse, in the county of Wayne and State of Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Roads and bridges.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 47 (file No. 7), entitled

A bill to provide for the continuance of the re-compilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history, and final disposition of the soldiers and sailors from this State during the war of the rebellion, and to make an appropriation therefor,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered

to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, February 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:  
House bill No. 1 (file No. 8), entitled

A bill to amend act 126 of the session laws of 1863, entitled "An act to provide for and regulate the transfer of personal estates held in trust," approved March 17, 1863; the same being compiler's sections numbers 5831, 5832 and 5833 of chapter 220, of Howell's annotated statutes of the State of Michigan,

Which has passed the House by a majority vote of all the Members elect, and by a vote of two-thirds of all the Members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, February 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following House joint resolution:

House joint resolution No. 1, entitled

A joint resolution for the relief of Mrs. Sophia Brewer of Saginaw, Mich.,

Which has passed the House by a majority vote of all the Members elect, and by a vote of two-thirds of all the Members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

On motion of Mr. Gilbert,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Thursday, February 2, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 28. By Mr. Pierce: Memorial of the Michigan engineering society relative to the highway laws of this State.

On motion of Mr. Pierce,

The memorial was ordered spread on the journal as follows:

*To the Honorable the Legislature of the State of Michigan:*

The Michigan Engineering Society, in convention assembled in the city of Lansing the 19th day of January, A. D. 1893, adopted the following recommendations relative to the highway laws of the State of Michigan, and instructed their secretary to transmit the same to your honorable body, which is hereby done, with the respectful request that the points presented be given due consideration and such weight given them as their merits entitle them to, in any changes that may be made in the highway laws of the State. All of which is most respectfully submitted.

F. HODGMAN,

*Secretary of the Michigan Engineering Society.*

RECOMMENDATIONS.

1st. We favor the adoption of the amendment to the constitution submitted by the State Highway Commission, but striking out therefrom all reference to State roads, and we earnestly request your honorable body to submit to the people of the State, this or such other amendments to the constitution as may be necessary to give the Legislature power to enact effective legislation for the improvement of the common roads of the State. We do not believe there is now or likely to be in the future any necessity for State roads. We would also have the amendment state explicitly that the State aid to be given to counties is for highway purposes.

In the event of the failure of this amendment to carry, we would favor,

1st. Classifying all highways outside of incorporated cities and villages as township roads and county roads.

2d. All township roads to be under the supervision of the township highway commissioner under restrictions to be provided by law.

3d. All township highway expenses to be paid from a uniform township highway fund to be provided by act of the Legislature by a levy of not less than \$1 nor more than \$3 for each \$1,000 of the assessed valuation of the township. Any amount in excess of that to be submitted to a vote of the electors of the township on recommendation of the highway commissioner, stating specifically the object for which the levy is asked, and giving an estimate of the cost of the proposed improvement.

4th. All expenses for county roads to be paid from a county fund to be

provided by a similar tax levied upon the property of the county and under similar restrictions.

5th. Extend the powers now exercised by township highway commissioners in acting together, so that all such commissioners in the county may act jointly to determine what roads and bridges in the county are of sufficient importance to the people of the whole county, that they should be constructed and maintained at county expense, and establish the same as county roads and bridges. Provide for a suitable representation of cities and villages in such cases. Place county roads in their charge, their determinations to be carried into effect by a committee to be elected from their own number. They should assign to each township its portion of road lying on township lines, and by joint action of committees from adjoining counties make partitions of roads lying on county lines.

6th. We would make the township the unit of the road district, and make the township commissioner the overseer. Authorize him to let all road work by contract or to do it by days' work in certain cases where he cannot secure suitable proposals for the work. Provide for constant supervision of the roads and for a check upon the actions of the commissioner.

7th. Require from the commissioner annual itemized reports of all work done and money expended by him during the year, to be made in duplicate to the township and county. Provide blanks for the purpose.

8th. Provide for the purchase or condemnation of the right of way for highways, and for acquiring gravel pits, clay banks and stone and for access thereto.

9th. Require that a plat and a correct description of *all* highways be filed or recorded in the office of the register of deeds and in the State land office. Require that permanent monuments be planted at every section corner and quarter post of the United States Survey within the limits of the road, at every angle in the road, and at every point where the road crosses a section line, and that the distance be shown to the nearest government corners on each side of such crossing if such corners can be found within a half mile. All this to be shown on the plat. Provide that no money shall be expended from the highway fund upon any highway until such plat is filed. Fix fees for recording highway plats.

10th. Make road laws apply to all platted streets lying outside of incorporated cities and villages.

11th. Fix penalty for moving or destroying monuments planted to define road lines, and provide manner of enforcing it.

12th. Provide that all county roads shall have permanent grades adopted, and recorded in some county office with profiles of the same. All heights to be referred to one common base or datum for the county. Where the road lies in more than one county, show the difference, if any, in the datums. Show heights of all railroad crossings and streams, with stage of water when the height was taken.

13th. Provide that all work done in constructing graveled and paved roads be in accordance with detailed specifications, all estimates for earth-work, graveling and masonry to be in cubic yards. If work is done under contract, provide for retaining a percentage of the contract price until the entire work is completed, according to contract. Provide means for a strict enforcement of this rule. Provide that no more work be commenced on roads than can be completed at the time or during the season.

14th. Provide for reports to the county of all work done on county and

township roads, of the amount of money expended and from whence derived.

Provide for consolidated reports from every county to the Secretary of State, showing amount of mill tax raised, amount of special tax raised, amount of money expended on roads and bridges, both for supervision and construction, and the length of roads located, paved, graveled, repaired, or discontinued.

15th. Provide means of securing right of way for drains across private property for road purposes and provide for opening and constructing the same.

16th. Add to the pamphlet of highway laws and blank forms such as are now furnished to highway commissioners, instructions as to the best methods of constructing earth and gravel roads, with plans and specifications of small wooden bridges and of culverts.

17th. Authorize the employment of county prisoners, vagrants and tramps upon work for the benefit of the highways.

18th. It is the sense of this society that from our experience the State as a whole furnishes ample material, of good quality, for the construction of good roads, when applied by men who are qualified to superintend such work and by officers who are chosen with this in view. We believe that we should make the most of what we have—both as to materials and officials. All of which is respectfully submitted by order of the Michigan Engineering Society.

It may be added to the above that it is believed that even though no amendment to the constitution be made, that the condition of our highways may be greatly improved by an incorporation in our statutes of such of the foregoing principles as are not repugnant to our present constitution.

F. HODGMAN,

*Secretary Michigan Engineering Society.*

*Climax, Mich.*

Referred to the committee on Roads and bridges.

No. 29. By Mr. Weiss: Petition of F. C. Harvey relative to compensation for injuries received at Camp Winans August 23, 1892.

On motion of Mr. Weiss,

The petition was ordered spread upon the Journal as follows:

*To the Honorable, the Senate of the State of Michigan:*

The petition of Fred C. Harvey respectfully shows that on the 23d day of August, 1892, he was a private in company D, 4th infantry, Michigan State troops.

That on said day while at the annual encampment of State troops at Camp Winans, Island Lake, and while performing his duties as a member of the State troops, your petitioner was severely injured in the left foot by stepping on a rusty nail. That as the result of said injury blood poisoning set in and your petitioner was under the care of a physician and surgeon from said date to and including January 30, 1893.

That from said August 23 to December 15 two minor operations were performed on said foot by his said surgeon, and on January 1 it became necessary, as your petitioner is informed, to perform a difficult surgical operation thereon in order to save said foot from amputation, and such operation was on said day performed by surgeons J. E. Clark and George Irving, from which operation your petitioner is just now recovering.

That your petitioner has incurred an expense of upwards of \$300 for



medical attendance and medicines as the result of said injury, and he has been practically incapacitated for work from the time of said injury to the present time, causing him a large pecuniary loss.

Your petitioner believes he is justly and equitably entitled to a sum of money by way of compensation for the loss of time and expenses incurred by reason of his said injuries, and he respectfully asks that your honorable body may, by its joint resolution, authorize the Board of State Auditors to investigate the case and determine what amount if anything, is justly and equitably due and owing to him, or should in justice and equity be paid him by the State, and that said board may be authorized and empowered to settle and adjust such claim and allow him such sum as they may find he is justly and equitably entitled to under all the circumstances of the case.

F. C HARVEY.

STATE OF MICHIGAN, }  
COUNTY OF WAYNE, } ss.

On this 1st day of February, 1893, before me personally appeared Fred C. Harvey, who signed the foregoing petition and made oath that he had read the same and knew the contents thereof, and that the same was true of his own knowledge, except as to the matters therein stated upon information, and as to those matters he believed it to be true.

ROBERT T. GRAY,

[L. S.]

*Notary Public, Wayne Co., Michigan.*

Referred to the committee on Military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred House bill No. 26, entitled

A bill to appropriate money for the purpose of making an exhibit of the resources and products of the State of Michigan at the World's Columbian Exposition at Chicago in the year 1893, and providing for the appointment of two additional members to the board of managers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to appropriate money for the purpose of making an exhibit of the resources and products of the State of Michigan at the World's Columbian Exposition at Chicago in the year one thousand eight hundred and ninety-three.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the substitute to the bill reported by the committee,

On motion of Mr. Doran,

The bill and substitute were laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 53, entitled

A bill to amend section 1 of an act entitled "An act to regulate the taking and catching of fish in the inland lakes of this State,"

Respectfully report that they have had the same under consideration, and recommend that the bill be printed for use of the committee.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnard,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on State affairs:

The committee on State affairs to whom was referred

Senate bill No. 50, entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation, all the rights to toll or plank road companies in the streets or highways of such cities or townships,

Respectfully report that they have had the same under consideration, and recommend that the bill be ordered printed for the use of the committee.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnard,

The request was granted, and the bill ordered printed for the use of the committee.

The special committee appointed by the president "to inquire whether the clerks of the various committees are in due attendance upon the Senate, and whether any such clerks are receiving pay in other branches of the State government," respectfully report that they have made such inquiry, and beg leave to report to the Senate that said clerks are in due attendance upon the orders of the Senate, and that none of such clerks are receiving pay from other branches of the State government.

Your committee ask to be discharged from further consideration of the subject.

J. R. McLAUGHLIN, *Chairman*.

F. W. CLAPP,

*Committee.*

Report accepted and committee discharged.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

WHEREAS, We have learned with deep regret and profound sorrow of the death of that distinguished American, James G. Blaine, whose statesmanship and eloquence are unsurpassed and have exerted a powerful influence in shaping the destiny of this nation; and

WHEREAS, His character, pure as the snow from Heaven, his judgment, clear as the noonday sun, and his intellect keen and bright as a flashing

sabre, furnish us lessons which will remain to the end of time; now, therefore

*Resolved* (the House concurring), That a joint committee of three Senators and three Representatives be appointed to arrange for a joint memorial convention of the two houses, that opportunity may be given for paying fitting tribute to the memory of the illustrious dead.

In the adoption of which the House has concurred, and Messrs. Chamberlain, Ewing and Kline have been appointed as such committee on the part of the House.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The President announced in accordance with the above resolution the appointment of Senators Fox, Clapp and Hough as the committee on the part of the Senate.

#### MOTIONS AND RESOLUTIONS.

Mr. F. W. Clapp offered the following concurrent resolution:

WHEREAS, The device now in general use on the exchange and boards of trade, and known as "selling short" enables speculators to offer for sale quantities of grain and other farm products many hundred fold in excess of the amount of such articles which are actually produced; and

WHEREAS, Said devise provides no means for discovering, but on the contrary, prevents a disclosure of how much of the articles so offered for sale is real or actual product and how much thereof is fictitious or in excess of the quantity actually produced, and in consequence thereof, the excessive or fictitious quantities so offered have all the force and effect which an actual overproduction could have in depressing the market price of said article, and in preventing the farmer from realizing the fair and reasonable price he would obtain for his products if the value thereof was determined by the law of supply and demand rather than by the manipulations of his speculative and gambling device; and

WHEREAS, The trades or deals in farm products, which are continually being made by speculators through the use of said device on the exchanges and boards of trade where value of such products are fixed and determined, have become so numerous and grown to such magnitude that they constitute the chief cause of depreciation in the value of farming lands and of the general depression which has existed for several years in the farming industry of the country; and

WHEREAS, It is manifest that the wrong thus inflicted on American farmers cannot be remedied by State legislation, without such legislation would be uniform in all of the several States, to obtain which would be impracticable, and that the remedy can only be secured through congressional enactment; now, therefore, be it

*Resolved by the Senate* (the House concurring therein), That the Senators and Representatives in congress assembled be and are hereby requested to enact the bill introduced at the present session of congress known as the Washburn-Hatch anti-option bill, entitled "A bill defining 'options' and 'futures' and imposing special taxes on dealers therein, and for other purposes," or to enact some other law, and at the earliest possible date, whereby the practice of selling farm products by persons who do not even own the same, and commonly known as "short selling," shall be so

regulated and restricted that the value of articles produced by farmers shall not be beaten down, and in a large measure destroyed, by the imaginary and fictitious product continually being offered for sale by the speculator and gambler in these products.

The question being on the adoption of the resolution, the resolution was referred to the committee on Agricultural interests.

Mr. Morrow offered the following resolution:

*Resolved*, The House concurring, that the Board of State Auditors are hereby requested to ascertain what, if any, title the State of Michigan has in a certain parcel of land formerly occupied as the site of the State Capitol building, bounded by Rowland, Griswold and State streets, in the city of Detroit, and report their finding to the Senate branch of the Legislature;

Which resolution was adopted.

Mr. McGinley offered the following resolution:

WHEREAS, This body, comprising the Michigan Senate, having, with deep regret and profound sorrow, learned of the death (by paralysis) of Elam Crane, at Fenton, Michigan, on January 30, 1893; and

WHEREAS, The said Elam Crane, being the father of our respected colleague and fellow Senator, Jesse D. Crane;

*Therefore, be it resolved*, That we extend to the bereaved son and family of the deceased, our heartfelt sympathy in this their deep and solemn hour of affliction at the loss of so dear and near a relative and friend.

Not forgetting, however, that all have entered into this mysterious covenant with nature, the great seal of which is the impress of death;

*Therefore be it further resolved*, That this resolution be spread on the Journal of the Senate, and a copy thereof be sent to the said Jesse D. Crane, at his home in Fenton.

Which resolution was unanimously adopted.

#### INTRODUCTION OF BILLS.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 74, entitled

A bill for an appropriation for the Northern Asylum at Traverse City to purchase additional lands and build new cottages for said asylum.

The bill was read a first and second time by its title and referred to the committee on Insane asylums.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 75, entitled

A bill to provide for the treatment and care of inmates of the public institutions and poorhouses of this State.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 76, entitled

A bill to establish uniformity in the taking of depositions for use in judicial proceedings.

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

Mr. McLaughlin, previous notice having been given and leave granted, introduced

Senate bill No. 77, entitled

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan and to repeal an act entitled 'An act to extend aid to the University of Michigan,'" approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871, the same being section 4945 of Howell's annotated statutes.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on University.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 78, entitled

A bill to authorize the city of Detroit to raise money for the purpose of enlarging and improving the public library building in said city.

The bill was read a first and second time by its title, ordered printed and referred to the committees on Cities and villages.

Mr. Sawyer previous notice having been given and leave being granted, introduced

Senate bill No. 79, entitled

A bill to provide for the organization and incorporation of companies for clearing out and improving the Ontonagon river, or any of the rivers or streams emptying into the Ontonagon river, in this State, for the purpose of driving, sorting, holding and delivering logs.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 80, entitled

A bill in relation to the conveyance of land by executors and administrators.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Joint resolution No. 7, entitled

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States, providing for the election of United States senators on a general ticket by the people of each State.

The bill was read a first and second time by its title and referred to the committee on constitutional amendments.

#### NOTICES.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of an act, entitled "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State," approved May 12, 1881, the same being compiler's section No. 4354 of Howell's annotated statutes of Michigan.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to provide for the construction of a coal house, and the purchase of a machinist's lathe for the Michigan Asylum for Dangerous and Criminal Insane.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to authorize the State Board of Agriculture to hold institutes, and to establish courses of reading and lectures for the instruction of citizens of this State in the various branches of agriculture, and making an appropriation therefor.

Mr. Champion gave notice that at some future day he would ask leave to introduce

A bill to provide for the adoption of a uniform system of text-books for all the public schools in this State, and to create a board of commissioners for the purpose of securing for use in the common schools of the State of Michigan a series of text books; defining the duties of certain officers with reference thereto, making appropriation therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, repealing all laws in conflict herewith.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled, "An act for the incorporation of boards of trade and chambers of commerce," being act No. 166, approved March 19, 1863.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill making appropriation for the building of two detached cottages for patients, for a patients library, and for hall painting and renovating at the Eastern Michigan Asylum.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill making appropriations for the Michigan pioneer and historical society for the years 1893 and 1894.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A joint resolution for the relief of Fred C. Harvey, private of company D, 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops at Camp Winans, Island lake, Michigan, August 23, 1892.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A joint resolution proposing to amend section 1 of article 6 of the Constitution of this State, relative to the judiciary department.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to secure to women citizens who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill relating to the liability of employers for personal injuries sustained by their employes.



Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to regulate charges for the transmission and delivery of telegraph messages within the State of Michigan.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to provide for the collection and compilation of statistics of indigence and poverty.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to authorize the issue of interchangeable railroad tickets by the Railroad Commissioner of this State.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to require foreign insurance companies to give security for the payment of losses in certain cases.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill in relation to the recording of deeds, mortgages or any other instrument affecting the title to real estate.

By unanimous consent the Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Morrow offered the following resolution:

*Resolved*, That Senate rule No. 21 be amended by inserting after the word "approval," the following:

"It shall not be in order, by motion or resolution, to advance the passage of any bill or joint resolution, except by motion or resolution, stating the Senate and file number and the purports of such bill or joint resolution."

The question being on the adoption of the resolution,

On motion of Mr. Morrow,

The resolution was referred to the committee on Rules and joint rules.

Mr. Morrow offered the following resolution:

*Resolved*, That Senate rule No. 40 be amended by inserting in the last line before the word "nor," the following:

"Providing, that upon notice from a member on the floor of the Senate or in writing given to the Secretary, that the reconsideration of a question will be moved, such question shall be held in possession of the Senate until after the expiration of time provided for reconsideration in this rule."

The question being on the adoption of the resolution.

On motion of Mr. Morrow,

The resolution was referred to the committee on Rules and joint rules.

#### GENERAL ORDER.

On motion of Mr. Clapp,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Brundage to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:  
Senate joint resolution No. 5 (file No. 5), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State relative to the salaries of State officers.

But not having completed the consideration thereof, have directed their chairman to report progress and ask leave to sit again.

C. L. BRUNDAGE, *Chairman*.

Report accepted.

By unanimous consent the Senate resumed the order of.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred, Senate joint resolution No. 7, entitled

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the Legislatures of the several states, an amendment to the constitution of the United States, providing for the election of United States Senators on a general ticket by the people of each State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the following accounts:

#### ACCOUNT OF WRIGHT, KAY & CO.

|  |       |                |
|--|-------|----------------|
| 19 badges for Senate employes @ \$2.00 | ----- | \$38 00        |
| Express                                | ----- | 25             |
|  |       | <u>\$38 25</u> |

#### ACCOUNT OF AMERICANUS WATER CO.

|  |       |                   |
|--|-------|-------------------|
| Jan. 31. To 180 gallons Americanus for January | ----- | \$18 00           |
|  |       | <u>          </u> |

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the account be allowed, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and adopted.

Mr. Morrow by unanimous consent moved that the committee on Federal relations be discharged from the further consideration of the following resolution:

*Resolved* (the House concurring), That it be referred to the committee on federal relations of the two Houses, to report a joint resolution by which this Legislature may ask the congress of the United States to pro-

pose in due form an amendment to the constitution of the United States, providing for the election of senators of the United States by the direct votes of the people of the several states, and for the transmission of such resolution to both houses of congress and to the legislatures of each of the other states;

Pending which,

On motion of Mr. Weiss,

The motion was laid on the table.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m., tomorrow.

*Lansing, Friday, February 3, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Earle, Gibson and Sawyer.

On motion of Mr. Doran,

Indefinite leave of absence was granted Mr. Sawyer on account of sickness in his family.

On motion of Mr. Hopkins,

All absentees were excused from today's session.

#### PRESENTATION OF PETITIONS.

No. 30. By Mr. Sabin: Petition of the board of supervisors of St. Joseph county praying that the Legislature provide an act for the local taxation of railroad, telegraph and telephone companies.

On motion of Mr. Sabin,

The petition was ordered spread on the Journal as follows:

We, the undersigned, members of the board of supervisors of the county of St. Joseph, believing that the present system of taxing railroads and other like corporations to be an unfair and unjust system, which fails to place all kinds of property upon an equal basis for the purpose of taxation.

We believe that the system as it now stands favors classes at the expense of the masses, and one which has worked great wrong to the producing and industrial interests of the State.

We therefore, as representatives of the people of St. Joseph county, do respectfully petition your honorable bodies to provide at this session of the Legislature an act for the assessment and taxation of railroads, telegraph,

telephone and all other like corporations for local taxation the same as the property of private persons, and your petitioners will ever pray.

HENRY S. ANTHONY, Chairman,  
JOHN COWLING,  
C. M. MELL,  
AARON HOTCHIN,  
W. E. MCKEE,  
JOHN C. KASDORF,  
J. M. WETHERBEE,  
JOHN B. GEORGE,  
JOHN H. WORTHINGTON,  
GEORGE D. LAMBERSON,  
S. K. McMILLEN,  
O. B. GRAHAM,  
MARTIN LUTHER,  
WM. G. WORTHINGTON,  
JOHN FREEMAN.

On motion of Mr. Sabin,

The petition was referred to the committee on Banks and corporations.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the following concurrent resolution

*Resolved by the Senate* (the House concurring), That the folding beds now in use in the State capitol be disposed of by the State board of auditors and the proceeds be turned back into the treasury,

Respectfully report that they have had the same under consideration, and have ascertained that there are folding beds in the following departments, viz.:

One in the office of the Secretary of State.

One in the office of the Land Commissioner.

One in the office of the Insurance Commissioner.

One in the office of the State Treasurer.

One in the office of the Adjutant General.

One in the office of the Commissioner of Railroads.

One in the department of Public Instruction.

One in the Speaker's room, removed from the office of the Auditor General, by order of Stanley W. Turner, immediately upon his assuming his office.

One in the office of the Commissioner of Labor.

One in the engineer's room, which your committee are informed is claimed by the retiring engineer, Hugh Guy, as his own private property;

Two in the store room in the basement, which were removed from the executive office and the Lieutenant Governor's room by Governor Rich and Lieutenant Governor Giddings immediately upon their assuming their offices.

Your committee, therefore, after due consideration of the concurrent resolution has directed me to report the same back to the Senate, with the accompanying substitute therefor:

*Resolved by the Senate* (the House concurring), That the Board of State Auditors be and they are hereby authorized and instructed to have

an inventory made of all the folding beds now in the State capitol and to sell such folding beds as soon as possible,

Recommending that the substitute be concurred in and that the substitute be adopted, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted.

The question being on concurring in the adoption of the substitute reported by committee,

The Senate concurred.

The resolution as substituted was then adopted.

By the committee on Asylums for the insane:

The committee on Asylums for the insane, to whom was referred Senate bill No 74, entitled

A bill to provide for the erection of three cottages for patients, to purchase lands to erect a barn at the Northern Michigan Asylum, Traverse City, and making appropriations therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Asylums for the insane:

*To the Honorable the Senate of the State of Michigan:*

Your committee appointed to visit the insane asylums of the State and make report upon their condition and needs beg leave to submit the following statement:

Immediately upon the adjournment of this body for that purpose, some members of this committee proceeded, on the 20th of January, to Kalamazoo, where, on Monday, the 22d, the entire committee were met by the committee from the House, and we proceeded to visit the Michigan asylum, located at that place.

This is the oldest State institution for the insane which we have. Its administration buildings and most of its plant are located upon a high plateau of ground, about a mile and a half southwest of the city. The outlook from the location of the asylum upon the city and the valley for miles below, and the natural beauty of its location on grounds covered by its natural forest of oak, with grounds well laid out in driveways and walks, with its complete natural drainage, conspire to make its situation unsurpassed by any in our country. The administration apartments are located in the front part of what is now the female department. This was originally intended for males in one wing of the building and for females in the other. As the institution has grown and as methods of cure of insane people have improved, it has been found necessary and expedient to build a separate building with wards and halls for males. In this institution, in order to separate the sexes, the misfortune occurred or mistake was made of building some distance apart the two departments which, at the time, necessitated the construction of a separate heating plant for the male department. As a consequence, the combined institution is obliged to run two separate sets of engines for heating purposes.

with necessary two sets of engineers and firemen. All of this heating apparatus is now old and must be renewed, as it has been declared unsafe for use by expert engineers. With the old system it has cost more to heat this Michigan asylum than it has to heat both of those at Pontiac and Traverse City. Experts have been on the ground, and it is reported and believed, that inasmuch as the heating plant must be renewed, and inasmuch as the new plant will result in a saving of fully 17 per cent in cost of heating, it will be economy to build a central heating plant between the two departments, which can be manned as well by one set of engineers. It is hoped thereby to materially diminish the cost of heating this institution. For the purpose of carrying out this idea of a central heating apparatus, careful expert estimates were made, placing the cost as follows:

|   |          |
|---|----------|
| New boiler and engine house .....                     | \$14,300 |
| New boilers and settings (8 boilers, each \$2,000) .. | 18,700   |
| New engines and setting .....                         | 6,000    |

Your committee, after carefully examining the old boilers and engines, and the grounds and location proposed for the new central plant, came unanimously to the conclusion that the change should be made at this time to prevent accident and waste, and, accordingly, recommend that appropriation be made for this purpose in amounts named. The asylum is at present entirely without adequate protection from fire, as it has very limited resources for that purpose of its own, and is beyond the reach, because of distance and height of location, of water-works of the city. The disastrous conflagration at Pontiac a little over a year ago served to call forcible attention to the greater peril of this institution. As the city water supply could not be made available, something must be done to construct fire protection on the asylum grounds. Fortunately the asylum by previous appropriations, has secured an abundant water supply by means of pipes from artesian wells, conveying the water into a large reservoir, which is situated in a ravine about sixty rods west of the buildings. From this reservoir the water is pumped by engine power to the buildings above. It is proposed to erect a water tower on a little hill in the rear of the asylum into which this water shall be pumped, and from which it can be taken in any desired amounts for common use, and especially in case of fire. As the experiment of placing water tanks in the attic of buildings to be used in case of fire, had proved delusive at Pontiac, because when their supports had burned away they fell and became useless, it was concluded by your committee that the proposition to build a water tower here was the most feasible plan which could be adopted. The estimated expense for this purpose was \$18,000, and your committee recommend that such appropriation be made.

It is found that the expense of lighting the entire asylum plant is about \$5,000 per year, as it is now done by gas. Investigations had been made which showed that it could be more efficiently done by electricity at about \$2,000 a year, because, under this system, they would in some way be able to utilize the exhaust steam, and save in other ways from machinery already in use. But in consideration that this new project would require an immediate appropriation of \$18,000, which was its estimated cost, your committee has decided not to recommend the improvement.

At no place has the system of increased asylum capacity, through cottages, been carried out more fully or more successfully than at Kalamazoo.



Three miles southwest and two miles north of the main buildings where the State owns farms for that purpose there have been erected several beautiful and well appointed cottages or colony houses. There, away from the noise and commotion and worry of asylum life and in the quietude of country residence, the relieved and partially restored minds of convalescent patients are sent to try their capacity for gradually applying their minds to the simple duties of everyday affairs and prepare for a return to friends and home. Many of these are able to work. The men, under the direction of attendants, do work on the farm, milk cows, haul coal; the women who are able, mend clothes and iron clothes and sew and do fancy work; and thus most all the farm labor and care of stock is by patients who could not be at home, for many are liable to seizures of insanity at any time, but who, by management of persons understanding their cases, can be made nearly self supporting to the State, while at home they would be worthless for work and of injury to friends and society. In one of these colonies the asylum authorities desired to erect a physician's cottage, so that one of the medical staff could permanently reside there and so have more immediate oversight of affairs and patients in that locality. At present there is telephone connection and a physician now drives daily to administer needed medical care. Inasmuch as a physician's cottage was estimated to cost \$3,500 and inasmuch as other needed appropriations for this institution this year must be large, your committee has concluded not to approve of this expenditure at this time.

The Northern Asylum is pleasantly located about a mile and a half from Traverse City and in full view and overlooking the Grand Traverse bay. With a background of perpetual green pine trees, the newly constructed white brick buildings which constitute that institution show finely to one who approaches from the city.

The general plan of the asylums are somewhat alike. A central administration department, with halls in various stories stretching away on either side from this central part to accommodate males on one side and females on the other. Here, as at Kalamazoo, your committee traversed some miles of halls and climbed and went down many flights of stairs, observing at every step provisions made for unfortunates in every shade of mental condition, from the tittering maniac to the blank, stolid, listless imbecile with which this institution was crowded to the extent that it could not admit another person. The cottages of this institution are located in easy proximity to the main structure. These cottages are models in structure and are heated and ventilated perfectly, are lighted as is the whole institution, by electricity.

The water supply of this asylum is complete for all purposes, including its adequacy to extinguish fire by throwing water to the top of its highest building. By the appropriation of two years ago water is brought through pipes from a reservoir made in the hills on land owned by the State and one-half mile west of the main building. The authorities at this asylum ask for two cottages for males large enough for 75 patients each, and one cottage for 100 women, the estimated cost of which was \$45,000 and \$30,000 respectively, making a total of \$75,000 for cottages. Your committee, in view of the scope of country covered by this asylum district and in view of its fast increasing population, and of its present overcrowded condition, concluded to recommend the entire appropriation asked for cottages at this institution. On account of the proximity of the city to certain cottages and because certain lands were needed to complete the

farm of the institution, it was also thought desirable to secure certain tracts amounting to 140 acres while they could be had at all by the State. This institution has been especially fortunate in being able to utilize the labor of patients in profitable and desirable results for the State. Your committee, therefore, after looking the matter over and investigating the amount of crops raised on such lands heretofore, have decided to advise that \$10,250 be appropriated to buy these lands for their varied benefits to the institution. The \$2,500 asked for to build a farm barn we have concluded to cut down to \$2,000, and recommend that the latter amount be granted.

The Eastern Asylum, situated one and one-half miles northwest from Pontiac, was built between the others in point of time and like the one at Traverse City, profited by the mistakes of the older one at Kalamazoo, by building its entire plant for acute cases on one site. It is made of red brick and is well located on high ground so as to command a good prospect and secure good drainage. Like that at Traverse City its administrative department communicates through great halls on all floors with the male and female department on either wing. The great fire in this institution which occurred over a year ago, expended its force mainly in this central portion leaving there only blackened, charred brick walls, standing with all woodwork burned away. The patients, through the careful and wise supervision of the superintendent and direction of well disciplined assistants, were collected in the extreme ends of the wings and other places of security so that not one of them was injured or lost. Since the fire the central part has therefore been rebuilt and remodeled, so that this now looks clean and new and all its appointments improved.

Many of the halls, however, which were not burned away, were injured by fire and water and their walls were blackened by smoke, and, although they have been thoroughly cleaned so that they are now in use, there are 10 or 12 of them which need repainting. The board of trustees have asked an appropriation of \$2,500 for that purpose, and your committee is fully of the opinion that the amount should be granted. Among the sad losses of that institution by that fire was the well selected library which had been gathered for the use of its patients. Nothing aids more in the recovery of disturbed minds than to give them new channels of action through proper books. The asked for appropriation of \$1,000 for that purpose is therefore recommended by your committee. The cottages of this institution are within easy reach of the administration building and are well equipped in the way of water supply and heat and light. Here and at the Northern Asylum the attention of the committee was called to the fact that the partitions of the interior of all cottages are made of brick to prevent in case of accident, the spread of fire from room to room. Although this is at increased expense in the first outlay (and inquiry into reason for increased cost of cottages here is what developed the fact), your committee deem it a wise precaution and recommend its general adoption, with the further suggestion that some of them extend to the roof through the attics.

On account of scarcity of room for many patients now detained at home, your committee believe that two more detached cottages, which are asked for here, are needed. The asked for appropriation of \$36,000 for that purpose, is recommended.

Before the fire in the last part of 1891, this asylum had accumulated some surplus earnings with which it was proposed to make needed

improvements. But the fire came, and all this which constituted their working capital and much of which was wisely kept with which to discount bills and meet current expenses promptly, together with the legislative appropriation of that year was all needed and used to proceed with the work of reconstruction. In addition to this the board of trustees, with a devotion to the interests of their institution which seems as intense and thorough as it were their own home, which peculiar devotion indeed seems to characterize the action of all our asylum boards, has secured the temporary loan of additional funds in order that the work might be completed without the necessity of convening the Legislature to meet the emergency. Thus this asylum is actually in arrears from its normal standing, fully \$20,000, and with no funds with which to do business when that amount is paid. Your committee therefore recommend an appropriation of \$25,000 for these purposes.

Which is the amount asked for by the asylum authorities.

In recapitulation it may be well to say that your committee has thus recommended the following appropriation:

For the Michigan Asylum at Kalamazoo.

|   |          |                 |
|---|----------|-----------------|
| One colony house for 60 female patients ..... | \$15,000 |                 |
| New boiler and engine house .....             | 14,300   |                 |
| New boiler and settings .....                 | 18,700   |                 |
| Water tower .....                             | 18,000   |                 |
| Engine settings .....                         | 6,000    |                 |
| <b>Total .....</b>                            |          | <b>\$72,000</b> |

For Northern Asylum at Traverse City.

|                                   |          |               |
|-----------------------------------|----------|---------------|
| Two cottages for 75 males .....   | \$45,000 |               |
| One cottage for 100 females ..... | 30,000   |               |
| 140 acres of land .....           | 10,250   |               |
| Barn .....                        | 2,000    |               |
| <b>Total .....</b>                |          | <b>87,250</b> |

For Eastern Asylum at Pontiac.

|                                  |          |               |
|----------------------------------|----------|---------------|
| Working capital .....            | \$25,000 |               |
| One cottage for 60 males .....   | 18,000   |               |
| One cottage for 60 females ..... | 18,000   |               |
| Hall painting .....              | 2,500    |               |
| Patients' library .....          | 1,000    |               |
| <b>Total .....</b>               |          | <b>64,500</b> |

|  |                  |
|--|------------------|
| <b>Making a grand total for all asylums for appropriations for this session of .....</b> | <b>\$223,750</b> |
|--|------------------|

In a general way your committee made investigation with reference to all these asylums, into their methods of procuring supplies, into the amount and cost of fuel, and as to their system of securing and hiring and treating employes and supervisors and attendants upon the patients in halls.

We saw their dining rooms and tables for physicians and attendants

and patients; we examined their kitchens, their bath rooms and their water closets; we went to their store houses and laundries and barns, and everywhere all operations tended to the one design and that the care and cure of the insane of our State in as safe and economical a manner as is possible to expect from human nature and from human skill.

There were in those asylums 2,841 patients to be cared for, which with quite an army of needed employes and assistants, requires constant vigilance and wisdom to control and direct, in addition to millions of dollars worth of business interests, if it can always be done in so complete a manner as to at all times escape criticism. Unavoidable accidents sometimes occur and the history of these institutions has recorded some of which were painful and unfortunate. On the whole, however, your committee is of the opinion that the insane asylums of our State are managed with a view of giving the highest comfort and for the welfare of the unfortunate class for which they were instituted.

MARDEN SABIN, *Chairman.*  
EDMUND M. BARNARD,  
LEWIS C. HOUGH,  
SCHUYLER CHAMPION,  
CHARLES L. BRUNDAGE,  
*Committee.*

By the committee on State library:

The committee on State library, to whom was referred  
Senate bill No. 11, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

W. F. SAWYER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations

By the committee on Military affairs:

The committee on Military affairs, to whom was referred

House bill No. 47 (file No. 7), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General, pertaining to the enlistment, muster, history and final disposition of the soldiers or sailors from this State during the war of the rebellion and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM MEARS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred  
House bill No. 35 (file No. 4), entitled

A bill to amend act No. 396 of the session laws of 1889, entitled "An act

to organize fractional school district No. 1 of the city and township of Ironwood, in the county of Gogebic,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. W. HOPKINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 1, entitled

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of president and vice president of the United States and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, There is much injury and injustice resulting from the lack of uniformity of the game laws of the states of Michigan and Wisconsin; and

WHEREAS, The only remedy will be the remodeling and amending of the game laws of each of the said states upon a uniform basis; therefore

*Resolved* (the Senate concurring), That the Speaker of the House of Representatives extend to the legislature of the state of Wisconsin an invitation and recommendation that a committee may be appointed by that Legislature to represent the state of Wisconsin at a conference to be held between such committee and a joint committee from the Legislature of this State at such time and place as may be mutually agreed upon by the committees of each legislature for the purpose of recommending to each of the said legislatures the framing of game laws that shall be similar in all respects so far as consistent and proper; and



*Resolved*, That a joint committee consisting of three members of each House be appointed by the presiding officers thereof to confer with the said committee from the legislature of the state of Wisconsin in relation to this subject;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on the adoption of the concurrent resolution,

Mr. McLaughlin moved to insert after the word "that," in line 1 of the resolution, the words "the Michigan Legislature through its presiding officers, the President of the Senate and"

Which motion prevailed, and the resolution was so amended.

On motion of Mr. McLaughlin,

The resolution was referred to the committee on State affairs.

#### NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate the maximum amount that can be charged or taken as fare on street railways in villages or cities in this State having a minimum number of inhabitants and prescribing a penalty for charging or taking any more than said amount.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend sections 43, 44, 45, 46, 47 and 48, title 3, chapter 6 of the compiled laws of 1871, being consecutive sections 179, 180, 181, 182, 183 and 184 of Howell's annotated statutes of this State, relative to the county canvass, etc., of votes cast at general elections in this State.

Mr. Champion gave notice that at some future day he would ask leave to introduce

A bill to amend section two of act number 140 of the session laws of 1867, being an act entitled "An act to regulate express companies and their agents, and individuals pursuing express business not incorporated by the State of Michigan," approved March 27, 1867.

Mr. Champion gave notice that at some future day he would ask leave to introduce

A bill to authorize the Lansing city electric railway company to extend its electric street railway in the township of Lansing, in the county of Ingham, in and along the highway extending from the eastern terminus of Michigan avenue in the city of Lansing to the grounds of the Michigan agricultural college; to regulate the construction and operation thereof, and to provide a penalty for the obstruction of said railway.

Mr. Champion gave notice that at some future day he would ask leave to introduce

A bill making an appropriation to aid in maintaining the fire and police department of the city of Lansing.

Mr. Garvelink gave notice that at some future day he would ask leave to introduce

A bill to establish a home and training school for the feeble minded and epileptic, and making an appropriation for the same.



Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend sections 1, 2, 3 and 13 of an act entitled, "An act to provide for the organization of the supreme court, pursuant to section 2 of article 6 of the constitution, as amended," so as to provide for the election of five additional justices for the supreme court, and for the division of the supreme court into two sections, being sections 6382, 6384 and 6392 of Howell's annotated statutes.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend sections 2 and 3 of act No. 188 of the session laws, public acts of 1891, being "an act to create a commission, define its duties and powers, and make an appropriation of moneys for the purpose of making an exhibit of the various manufactures and products of the State of Michigan at the World's Columbian Exposition at Chicago, in the years 1892 and 1893, and to add a new section to stand as section 10 of said act.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend section 10 of act No. 112 of the public acts of 1891, being compiler's section 5660 of Howell's annotated statutes, relative to proof of acknowledgments of deeds and conveyances.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 4 of act No. 280 of the local acts of 1883, entitled "An act relative to justices' courts in Detroit," as amended, being compiler's section 7091 g of 3 Howell's annotated statutes of Michigan for the years 1883-1890.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to establish a homeopathic medical college in Detroit.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 11, of act No. 116, of the public acts of 1881, entitled "An act to amend section 11, of act No. 168 of the session laws of 1879, entitled 'An act to provide for the publication, stereotyping, printing, binding, distribution and sale of the reports and decisions of the Supreme Court of Michigan, and to repeal sections 5 and 6 of chapter 180, being compiler's sections 5655 and 5656 of the compiled laws of 1871,'" approved April 15, 1879, and being compiler's section 7214 of Howell's annotated statutes of Michigan, of 1882.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill to amend Sec. 5 of Chap. 32 of the revised statutes of 1846 being Sec. 1581 of Howell's annotated statutes, relative to bills of exchange and promissory notes, and to repeal all acts or parts of acts inconsistent therewith.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill to amend Sec. 1 of an act entitled "A act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the session laws of 1881, and to add a new section thereto, to stand as Sec. 2 of said act.

Mr. Fleshiem gave notice that at some future day he would ask leave to introduce

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, State of Michigan, and organize the township of Dafter in said county.

Mr. Fleshiem gave notice that at some future day he would ask leave to introduce

A bill making it unlawful for foreign insurance companies legally admitted to do business in the State of Michigan, to place or cause to be placed, insurance on property in the State of Michigan, in offices outside of the State of Michigan.

#### MOTIONS AND RESOLUTIONS.

Mr. Fleshiem offered the following resolution:

WHEREAS, There are now in the hands of the State printer, 17 Senate bills, ordered printed, and the delay in printing same is causing great inconvenience to this body;

*Resolved*, That the committee on Printing be and they are hereby requested to investigate the cause of said delay and report thereon as speedily as possible;

Which resolution was adopted.

Mr. Burt offered the following resolution:

WHEREAS, The Hawaiian monarch has lately been abrogated, and the provisional government now existing in lieu thereof has sent commissioners to Washington to communicate with our government, with a view of having the Hawaiian islands annexed to the United States in a territorial form of government; and

WHEREAS, About three-fourths of the property on such islands belong to citizens of the United States, and considering the important position occupied by these islands, the need of the natives of such islands for a republican form of government, and the necessity and great importance to the United States of controlling this "great crossroads of the Pacific;"

*Resolved by the Senate* (the House concurring), That our senators and representatives in congress be and are hereby requested to use all honorable means to cause the United States government to accept the overtures of the Hawaiian commissioners, and by proper treaty or otherwise, to annex the Hawaiian islands to the United States as one of the territories thereof, if in their judgment it is best to do so.

*Resolved*, That a copy of the above resolution be sent to each of the Michigan senators and representatives at Washington.

The question being on the adoption of the resolution,

Mr. Jewell moved that the resolution be referred to the committee on Federal relations;

Which resolution did not prevail.

The resolution was then adopted.

Mr. Hopkins offered the following resolution:

*Resolved by the Senate* (the House concurring), That the engrossing and enrolling clerks of the Senate and House be, and are hereby instructed to make, or cause to be made, all records of acts and joint resolutions of this Legislature, with a machine known as a typewriter.

The resolution was referred to the committee on Engrossment and enrollment for enrollment.

## INTRODUCTION OF BILLS.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 81, entitled

A bill to amend an act entitled, "An act for the incorporation of boards of trade and chambers of commerce," being act No. 166, approved March 19, 1863.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 82, entitled

A bill making appropriations for the Michigan pioneer and historical society for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on Appropriations.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 83, entitled

A bill making appropriation for the building of two detached cottages for patients, for a patients library, and for hall painting and renovating at the Eastern Michigan Asylum.

The bill was read a first and second time by its title and referred to the committee on Insane asylums.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 84, entitled

A bill to amend sections 1, 2, 7, 10, 11, 12, 14, 26, 36, 37, 38 and 43 of act No. 190 of the session laws, public acts of 1891, approved July 3, 1891, entitled "An act to prescribe the manner of conducting, and to prevent fraud and deception at elections in this State."

The bill was read a first and second time by its title, ordered printed and referred to the committee on Elections.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 85, entitled

A bill to authorize the State Board of Agriculture to hold institutes, and to establish courses of reading and lectures for the instruction of citizens of this State in the various branches of agriculture, and making an appropriation therefor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 86, entitled

A bill to amend section 4 of act No. 208 of the local acts of 1891, entitled "An act to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker in the county of Kent and to annex the same to the city of Grand Rapids.

The bill was read a first and second time by its title and referred to the committee on Counties and towns.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 87, entitled

A bill to secure to women citizens who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Joint resolution No. 8, entitled

A joint resolution for the relief of Fred C. Harvey, private of company D, 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops at Camp Winans, Island lake, Michigan, August 23, 1892.

The bill was read a first and second time by its title and referred to the committee on Military affairs.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 88 entitled

A bill to amend section 11 of act No. 40 of the public acts of 1881, entitled "An act for the republication and sale of such of the reports of the supreme court of this State as are or may become out of print, and have not been stereotyped, and to repeal act No. 217 of the session laws of 1875, being an act entitled 'An act to provide for the republication and sale of such of the reports of the supreme court of this State, as are or may be out of print,' " approved May 3, 1875, being section 7226 of second Howell's annotated statutes of Michigan of 1882.

The bill was read a first and second time by its title and referred to the committee on State library.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 89, entitled

A bill making it unlawful to take fish from Diamond lake in Cass county, in December, January, February, or March, and to fix a penalty therefor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

By unanimous consent, the Senate resumed the order of .

#### REPORTS OF STANDING COMMITTEES.

By the committee on Asylums for insane:

The committee on Asylums for insane, to whom was referred

Senate bill No. 83, entitled

A bill making appropriations for the building of two detached cottages for patients, for a patients' library and for hall painting and renovating at the Eastern Michigan Asylum,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 1, entitled

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of president and vice president of the United States and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891.

CHAS. S. PIERCE, *Chairman.*

Report accepted.

By unanimous consent the Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Weiss offered the following resolution :

WHEREAS, Since the passage of the laws and the distribution of the laws, documents and reports of the State of Michigan to the various courts and officers in which the State of Michigan is interested there has been organized a court known as the United States circuit court of appeals, and the State of Michigan is one of the states contained in the sixth judicial circuit of said court; and

WHEREAS, The clerk of said circuit court of appeals has requested of the State Librarian and board of State auditors a complete set of the reports of the supreme court of the State of Michigan, copies of Howell's annotated statutes and the acts of the Legislature of the State of Michigan subsequent to the compilation aforesaid; therefore

*Resolved by the Senate and House of Representatives of the State of Michigan,* That the Board of State Auditors be, and are hereby authorized to procure and ship to the clerk of the United States circuit court of appeals, for the sixth district, a set of the Michigan reports, including all volumes up to and including the 22d Michigan report; and the Librarian of the State is hereby authorized to ship to the clerk of said court one copy of Howell's statutes, and one copy of each of the Michigan reports from the 22d up to and including the last report now published, together with any copies of the session laws now on file in the office of the State Librarian, which the clerk of said court may request.

On motion of Mr. Weiss,

The resolution was referred to the committee on State affairs.

Mr. Clapp offered the following resolution:

*Resolved,* That when the Senate adjourns today it shall stand adjourned until tomorrow morning at 9 o'clock.

Upon which resolution Mr. Clapp demanded the yeas and nays.

The resolution then was not adopted by yeas and nays as follows:

#### YEAS.

Mr. Brundage

Clapp

Clark

Fox

Mr. Garvelink

Hopkins

Jewell

Mr. McGinley

Morrow

Sabin

## NAYS.

Mr. Barnard  
Doran  
Fleishem  
French

Mr. Gilbert  
Hough  
Jordan

Mr. Mugford  
Pierce  
Weiss

10

Unanimous consent being given, Messrs. Barnard, Burt and Doran were granted leave of absence until Monday's session.

Mr. Pierce offered the following resolution:

*Resolved*, That when the Senate adjourn today it be to meet Monday evening, Feb. 6, at 9 o'clock.

The question being on the adoption of the resolution,

Mr. McGinley moved to amend the resolution by making the time tomorrow morning at 9:30 o'clock,

Which motion did not prevail.

Mr. Clapp moved there be a call of the Senate,

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Earle and McLaughlin.

On Motion of Mr. Fox,

All further proceedings under the call were dispensed with.

The question then being on the adoption of the resolution,

The resolution was not adopted.

Unanimous consent being given, Messrs. Jordan and Mugford were granted leave of absence until Tuesday's session and Mr. Fleishem was granted leave of absence until Monday's session.

Mr. Pierce offered the following resolution:

*Resolved*, That when the Senate adjourn it be to meet Monday evening, February 6, at 9:30 o'clock,

Which resolution was adopted.

On motion of Mr. McGinley,

The Senate adjourned, and the President announced that the Senate would stand adjourned until Monday, February 6, at 9:30 o'clock p. m.

*Lansing, Monday, February 6, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Brundage, Burt and Gilbert.

On motion of Mr. Fox,

Leave of absence was granted Mr. Burt for today's session.

On motion of Mr. McGinley,

Leave of absence was granted to all absentees for today's session.



## REPORTS OF STANDING COMMITTEES.

By the committee on Supplies and expenses:

The committee on Supplies and expenses beg leave to correct an unintentional error contained in the report of this committee submitted to the Senate on the 3d instant, relative to the folding beds found to be in the State capitol building. It was stated in said report that your committee has ascertained that there is one folding bed in the office of the Auditor General, when as a matter of fact the present Auditor General immediately upon assuming his said office had the bed which he found in his private office, removed therefrom and has earnestly advocated the speedy sale of all folding beds. Your committee reports this correction in justice not only to Auditor General Turner but to the committee also, as the error arose in copying the report preparatory to its presentation to the Senate.

R. E. FRENCH, *Chairman*.

Report accepted.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred House bill No. 41, entitled

A bill to reorganize and incorporate the public schools of the city of Mt. Pleasant,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

## MESSAGES FROM THE GOVERNOR.

The President announced the following :

EXECUTIVE OFFICE,  
*Lansing, February 3, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 1 (manuscript), being

A bill to repeal act No. 50 of the public acts of 1891, entitled "An act to provide for the election of electors of president and vice president of the United States, and to repeal all other acts and parts of acts in conflict herewith," approved May 1, 1891.

Very respectfully,

JOHN T. RICH, *Governor*.

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The feeling has become prevalent in the public mind that the sanitary conditions of the State Prison at Jackson are not such as to warrant the reasonable health of the inmates; and

WHEREAS, The dictates of humanity demand that even the unwilling wards of the State shall not be subjected to such conditions as shall undermine their health, or shorten their lives;

*Resolved by the House* (the Senate concurring), That the joint committee of the two houses, on the State Prison, be instructed to make a careful investigation into the sanitary condition of the State Prison, with the end in view of determining what measures, if any, are necessary to protect, justly, the lives of the inmates;

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution, Mr. McGinley moved that the resolution be referred to the committee on State Prison;

Which motion did not prevail.

The resolution was then concurred in.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, It is of the gravest importance to the good name and highest interests of our country that the judiciary department of our government be preserved in its purity and integrity and from the taint of political partisanship and bias; therefore

*Resolved by the Legislature of the State of Michigan now assembled,* That President Harrison, in appointing Judge Howell E. Jackson to the supreme court of the United States to succeed Justice Lamar, has acted in accord with the spirit of true statesmanship, and again shown himself a wise and thoughtful leader of men, who has at heart the welfare of the whole country and all the people, and stands above the influences of a narrow and partisan spirit.

*Resolved,* That he has thus again justly entitled himself to the love, respect and veneration of all generous, patriotic Americans.

*Resolved,* That we heartily commend his opportune course in thus establishing this meritorious precedent, the correctness of which will be attested by the present and all future *country-loving generations,*

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

Mr. Barnard moved to lay the resolution on the table,

On which motion Mr. Doran demanded the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

## YEAS

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Jewell | Mr. Pierce |    |
| Fox         | McGinley   | Sabin      |    |
| French      | McLaughlin | Steel      |    |
| Garvelink   | Mears      | Weiss      |    |
| Gibson      | Pasco      |            | 14 |

## NAYS.

|              |           |           |   |
|--------------|-----------|-----------|---|
| Mr. Champion | Mr. Doran | Mr. Hough |   |
| Clark        | Earle     | Turnbull  | 6 |

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 4, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 105 (file No. 24), entitled

A bill to reincorporate the city of Ironwood, in the county of Gogebic, and add territory thereto, and to repeal all acts and parts of acts inconsistent therewith,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, register of deeds, prosecuting attorney, circuit court commissioner, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed,

Which the House has amended by inserting after the words "circuit and probate judge," the words "stenographers in circuit courts," as shown by message of prior date,

In which said amendment the Senate non-concurs;

Now to inform the House that the Senate has adopted the following substitute for said resolution:

*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, prosecuting attorney, and to each public library, board of trade, superior and recorder's court in the State, and that the amount of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed,

And in the adoption of which substitute the concurrence of the House is respectfully asked.

In the adoption of which Senate substitute the House has now concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 3, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the board of State auditors are hereby requested to ascertain what, if any, title the State of Michigan has in a certain parcel of land formerly occupied as the site of the State capitol building, bounded by Rowland, Griswold and State streets, in the city of Detroit, and report their finding to the Senate branch of the Legislature;

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table,

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 3, 1893. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:•

House bill No. 98, entitled

A bill to detach certain territory from the townships of Iron River and Bates, in the county of Iron, State of Michigan, and to organize the township of Atkinson in said county, and to provide for the registration of electors and holding the first township meeting in said township,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to

take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 94 (file No. 10), entitled

A bill to prohibit engaging in the business of selling, keeping for sale, offering, selling, furnishing, giving away or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors upon the waters within the jurisdiction of this State, lying outside the boundaries of any city, village or township, and to provide a penalty therefor, together with common jurisdiction of certain counties in relation thereto,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Liquor traffic.

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The prevalence of typhoid fever at the State Prison, both at present and in the past, with a menace however slight of an attack of cholera in the spring, requires immediate attention at the hands of the State to the sanitary condition of the prison.

*Resolved* (the Senate concurring), That the committees on State Prison of both houses be requested to act jointly in making as speedily as possible an investigation into the sanitary condition of the institution, and if necessary to employ expert assistance and to confer with the authorities of the city of Jackson relative to the matter, and to report as speedily as possible with such recommendations as may be deemed necessary.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
Mr. Fox moved to lay the resolution on the table,  
Which motion prevailed.

## NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Deckerville, county of Sanilac.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate the time of transmittal, and the amount which may be charged or taken for telegraphic messages transmitted and delivered within this State, and to provide a penalty and remedy for the failure to transmit or deliver in time any such message; or for the charging or taking more than said amount for the transmission or delivery of such messages.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate the time of the use of telephones and the amount which may be charged, or taken for the transmission of telephonic communications in this State; and for the rental thereof. And to provide a penalty and remedy for the failure to transmit any such communication, or for the charging or taking any more than said amount for the use of telephones for telephonic communications in transmitting, or for delivering the same, or for the rental thereof.

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to incorporate the Union of the Catholic French Canadian societies

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to amend section 3 of act No. 26 of the public acts of 1891, being an act entitled "An act providing for the employment of, defining the duties and fixing the compensation of a stenographer of the the 26th judicial circuit of the State of Michigan."

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to divide the State of Michigan into twelve congressional districts.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section fifty-one of chapter seven of an act, entitled "An act to provide a charter for the city of Detroit," and to repeal all acts and parts of acts in conflict herewith, being act No. 326, of the session laws of 1883, approved June 7, 1883, as amended.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to encourage the artificial propagation and culture of whitefish in the inland lakes of the State, by granting certain privileges to owners or lessees of all the lands bordering upon such lakes, who shall annually, for a specified time, deposit in such lakes certain quantities of whitefish, eggs or fry, and to repeal all acts and parts of acts so far as they are inconsistent with its provisions.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A joint resolution authorizing the Governor to issue a patent to Michael O'Donnell for the southeast quarter of the southeast quarter of section 16 in town 7 north, of range 10 west, the same being primary school land.



Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill authorizing the city of Grand Rapids to issue bonds for the improvement of Grand river.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 9, article 14, of the constitution of this State, relative to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand river.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to amend section 10 of an act, entitled "An act to revise the laws providing for the incorporation of manufacturing companies except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt and mercantile companies or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885, session laws of 1885, being section 4137 of Howell's annotated statutes, relating to declaring annual dividends of net profits when they exceed 10 per cent on the capital invested.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 4 of the act, entitled "An act to revise the laws for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt and mercantile companies or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885.

#### MOTIONS AND RESOLUTIONS.

Mr. Weiss offered the following resolution:

*Resolved*, That the President of the Senate appoint a select committee of five on apportionment,

Which resolution was adopted.

Mr. McLaughlin offered the following resolution:

*Resolved*, That the use of the Senate chamber be granted to the Senate University committee Thursday evening next, the 9th inst, for a public meeting of said committee,

Which resolution was adopted.

Mr. Gibson moved that the committee of the whole be discharged from the further consideration of

Senate joint resolution No. 5 (file No. 5), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State relative to the salaries of State officers,

Which motion prevailed.

On motion of Mr. Gibson the joint resolution was referred to the committee on Constitutional amendments

#### INTRODUCTION OF BILLS.

Mr. Gibson, previous notice having been given, and leave being granted, introduced

Senate bill No. 90, entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1893, by adding a new chapter thereto.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McGinley, previous notice having been given, and leave being granted, introduced

Senate bill No. 91, entitled

A bill to amend sections 1, 2, 3 and 13 of an act entitled, "An act to provide for the organization of the supreme court, pursuant to section 2 of article 6 of the constitution, as amended," so as to provide for the election of five additional justices for the supreme court, and for the division of the supreme court into two sections, being sections 6382, 6384 and 6392 of Howell's annotated statutes.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Judiciary.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 92, entitled

A bill to amend sections 43, 44, 45, 46, 47 and 48, title 3, chapter 6 of the compiled laws of 1871, being consecutive sections 179, 180, 181, 182, 183, and 184 of Howell's annotated statutes of this State, relative to the county canvass, etc., of votes cast at general elections in this State.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 93, entitled

A bill to protect toilers against unjust demands of employers of labor, to give redress to employes discharged in certain cases and to punish employers, their agents, clerks and assistants for any violation of this act.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

On motion of Mr. Fox,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m. tomorrow.

---

*Lansing, Tuesday, February 7, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Collins.

Roll called: quorum present.

Absent without leave: Messrs. Clapp, Jordan and Mugford.

On motion of Mr. Clark,

Leave of absence was granted to all absentees from today's session.

## REPORTS OF STANDING COMMITTEES.

By the committee on University:

The committee on University, to whom was referred

Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan and to repeal an act entitled 'An act to extend aid to the University of Michigan,'" approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871, the same being section 4945 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. R. McLAUGHLIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Railroads:

The committee on Railroads, to whom was referred

Senate bill No. 4, entitled

A bill to prohibit the issuing to, or the receiving or using by any member of the Legislature of any pass, mileage book or free transportation of any kind on any railroad in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

JOSEPH FLESHIEM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The bill was laid on the table.

By the committee on Railroads:

The committee on Railroads, to whom was referred

Senate bill No. 2 (file No. 1), entitled

A bill to prohibit the granting of free transportation and special privileges by corporations organized under the laws of this State to executive legislative or judicial officers thereof, or their appointees, and the acceptance of the same by said officers, and to provide suitable penalties thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without recommendation and ask to be discharged from the further consideration of the subject.

JOSEPH FLESHIEM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The bill was laid on the table.

By the committee on Agricultural interests:

The committee on Agricultural interests, to whom was referred

Senate bill No. 41, entitled

A bill to repeal sections 1, 2 and 4 of statistics of annual cereal products, of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the Senate, without amendment and without recommendation, and that the bill be printed and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

J. W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Asylums for the insane:

The committee on Asylums for the insane, to whom was referred Senate bill No. 42 (file No. 11), entitled

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boilers and settings, for a water tower, for electric lighting, for new engines and setting, and for a physician's cottage at the Michigan Asylum for the Insane at Kalamazoo,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged

The bill was referred to the committee on Finance and appropriation.

By the committee on Insurance:

The committee on Insurance, to whom was referred Senate bill No. 28, entitled

A bill to provide for the incorporation of "supreme and subordinate lodges of the United Home Protectors' fraternity," a co-operative, social, beneficial and fraternal society or order,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate joint resolution No. 3 (file No. 1), entitled

A joint resolution proposing an amendment to section 3 of article 4 of the constitution of the State of Michigan relative to the House of Representatives of the Legislature of the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

E. M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

On motion of Mr Earle,

The Senate went into

## EXECUTIVE SESSION,

The time being 2:35 o'clock, p. m.

The executive session closed, the time being 2:45 o'clock p. m.

## NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to create the 31st judicial circuit, providing for holding courts therein and for the employment, duties and compensation of a stenographer for said circuit.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to amend sections 1 to 7, both inclusive, and sections 17 and 31 of act No. 313 of the public acts of the Legislature of the State of Michigan for the year 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering of spirituous or intoxicating liquors and malt, brewed or fermented liquors, and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act," and to add a new section thereto, to be known as section 35, so as to provide for the licensing and regulation of the several businesses covered by and regulated in the above entitled act.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill making appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to amend sections 11 and 12 of chapter 197 of Howell's annotated statutes of 1882 entitled free public libraries, being compiler's sections 5185 and 5186.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to provide for placing on the retired list on reduced pay members of the metropolitan police force of the city of Detroit who shall have become disabled or incapacitated while in the active performance of official duty, and members of said force and persons in the employ of the police board of the city of Detroit who after twenty-five years faithful continuous service shall have become permanently incapacitated from performing regular active duty.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 9 of an act entitled "An act to provide for the incorporation of associations for the purpose of constructing, owning, controlling and acquiring by lease, buildings for exposition and exhibition purposes," approved February 13, 1889, being act No. 6 of the session laws of 1889.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to encourage the propagation and culture of whitefish and the protection of whitefish eggs and fry in the inland lakes of this State, by

granting certain privileges to owners or lessees of all the land bordering upon such lakes who shall annually for a specified time, deposit in such lakes certain quantities of whitefish eggs or fry, and to repeal all acts or parts of acts so far as they are inconsistent with its provisions, and to punish any person violating the provisions of this act.

Mr. Garvelink gave notice that at some future day he would ask leave to introduce

A bill to amend sections 14, 23, 24, 25 and 42 of an act to revise the charter of the village of Wayland, approved March 30, 1869.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land.

Mr. Burt gave notice that at some future day he would ask leave to introduce

A bill to amend section 2 of act No. 122, of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, as amended by act No. 217 of the public acts of 1879, the same being section 4818 of Howell's annotated statutes of the State of Michigan, as amended by act No. 59 of the public acts of 1891.

#### INTRODUCTION OF BILLS.

Mr. Barnard, unanimous consent being given, introduced

Senate joint resolution No. 9, entitled

A joint resolution proposing an amendment to section 9, article 14, of the constitution of this State, relative to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand river.

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

Mr. Barnard, unanimous consent being given, introduced

Senate joint resolution No. 10, entitled

A joint resolution authorizing the governor to issue a patent to Michael O'Donnell for the southeast quarter of the southeast quarter of section 16 in town 7 north, of range 10 west, the same being primary school land.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Hopkins, consent being given introduced

Senate joint resolution No. 11, entitled

A joint resolution proposing to amend section 1 of article 6 of the constitution of this State, relative to the judiciary department.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McGinley, previous notice having been given and leave granted, introduced

Senate bill No. 94, entitled

A bill to incorporate the village of Deckerville, county of Sanilac.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.



Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 95, entitled

A bill to regulate the time of transmittal, and the amount which may be charged or taken for telegraphic messages transmitted and delivered within this State, and to provide a penalty and remedy for the failure to transmit or deliver in time any such message; or for the charging or taking more than said amount for the transmission or delivery of such messages.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

• Mr. Champion, previous notice having been given and leave being granted, introduced

Senate bill No. 96, entitled

A bill to authorize the Lansing city electric railway company to extend its electric street railway in the township of Lansing, in the county of Ingham, in and along the highway extending from the eastern terminus of Michigan avenue in the city of Lansing to the grounds of the Michigan Agricultural College; to regulate the construction and operation thereof, and to provide a penalty for the obstruction of said railway.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Champion, previous notice having been given and leave being granted, introduced

Senate bill No. 97, entitled

A bill to amend section 2 of act No. 140 of the session laws of 1867, being an act entitled "An act to regulate express companies and their agents, and individuals pursuing express business not incorporated by the State of Michigan," approved March 27, 1867.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Champion, previous notice having been given and leave being granted, introduced

Senate bill No. 98, entitled

A bill making an appropriation to aid in maintaining the fire and police department of the city of Lansing.

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

Mr. Champion, previous notice having been given and leave being granted, introduced

Senate bill No. 99, entitled

A bill to provide for the adoption of a uniform system of text books for all the public schools in this State, and to create a board of commissioners for the purpose of securing for use in the common schools of the State of Michigan a series of text books; defining the duties of certain officers with reference thereto, making appropriation therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, repealing all laws in conflict herewith.

The bill was read a first and second time by its title, and referred to the committee on Education and public schools.

Mr. Steel, previous notice having been given and leave being granted, introduced

Senate bill No. 100, entitled

A bill to amend section 5 of chapter 32 of the revised statutes of 1846

being section 1581 of Howell's annotated statutes, relative to bills of exchange and promissory notes, and to repeal all acts or parts of acts inconsistent therewith.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Judiciary.

Mr. Steel, unanimous consent being given, introduced  
Senate bill No. 101, entitled

A bill to amend Sec. 1 of an act entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the session laws of 1881, and to add a new section thereto, to stand as Sec. 2 of said act.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Judiciary.

Mr. Earle, unanimous consent being given, introduced  
Senate bill No. 102, entitled

A bill to amend section 1 of an act entitled "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State," approved May 12, 1881, the same being compiler's section No. 4354 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Insurance.

Mr. Earle, unanimous consent being given, introduced  
Senate bill No. 103, entitled

A bill to provide for the construction of a coal house, and the purchase of a machinist's lathe for the Michigan Asylum for Dangerous and Criminal Insane.

The bill was read a first and second time by its title and referred to the committee on Criminal insane.

Mr. Earle, unanimous consent being given, introduced  
Senate bill No. 104, entitled

A bill making it unlawful for foreign insurance companies legally admitted to do business in the State of Michigan, to place or cause to be placed, insurance on property in the State of Michigan, in offices outside the State of Michigan.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Insurance.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 105, entitled

A bill to amend section 51 of chapter 7 of an act entitled "An act to provide a charter for the city of Detroit," and to repeal all acts and parts of acts in conflict herewith, being act No. 326 of the session laws of 1883, approved June 7, 1883, as amended.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 106, entitled

A bill to amend section 4 of the act entitled "An act to revise the laws for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture

of salt and mercantile companies or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 107, entitled

A bill to encourage the artificial propagation and culture of whitefish in the inland lakes of the State, by granting certain privileges to owners or lessees of all the lands bordering upon such lakes, who shall annually, for a specified time, deposit in such lakes certain quantities of whitefish, eggs or fry, and to repeal all acts and parts of acts so far as they are inconsistent with its provisions.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on State affairs.

Mr. Hough, unanimous consent being given, introduced

Senate bill No. 108, entitled

A bill to provide for and authorize the school board of district No. 1, in the township of Plymouth, Wayne county, State of Michigan, to examine and grant certificates to all teachers employed or to be employed by said board to teach in said school.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. Turnbull, unanimous consent being given, introduced

Senate bill No. 109, entitled

A bill to amend section 3 of act No. 26 of the public acts of 1891, being an act entitled "An act providing for the employment of, defining the duties and fixing the compensation of a stenographer of the 26th judicial circuit of the State of Michigan."

The bill was read a first and second time by its title, and on motion of Mr. Turnbull, the bill was laid on the table.

Mr. Turnbull, unanimous consent being given, introduced

Senate bill No. 110, entitled

A bill to incorporate the union of the Catholic French Canadian societies.

The bill was read a first and second time by its title, and referred to the committee on Religious and benevolent societies.

By unanimous consent,

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 98, entitled

A bill to detach certain territory from the townships of Iron River and Bates, in the county of Iron, State of Michigan, and to organize the township of Atkinson in said county, and to provide for the registration of electors and holding the first township meeting in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleshiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators voting therefor, by yeas and nays, as follows:

### YEAS.

|             |              |           |
|-------------|--------------|-----------|
| Mr. Barnard | Mr. Flesheim | Mr. Mears |
| Brundage    | Fox          | Pasco     |
| Burt        | French       | Pierce    |
| Champion    | Garvelink    | Sabin     |
| Clark       | Hopkins      | Steele    |
| Crane       | Hough        | Turnbull  |
| Doran       | Jewell       | Weiss     |
| Earle       |              |           |

22

### NAYS.

0

Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

### MOTIONS AND RESOLUTIONS.

Mr. Earle offered the following resolution:

*Resolved*, That the committee on State Prison be empowered to employ a stenographer, summon and compel the attendance of witnesses with books and records,

Which resolution was adopted.

Mr. Hopkins, by unanimous consent moved that the rules be suspended and the committee of the whole be discharged from the further consideration of

House bill No. 41 (file No. 6), entitled

A bill to reorganize and incorporate the public schools of the city of Mt. Pleasant,

And that said bill be placed upon its immediate passage,

Which motion prevailed, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hopkins moved to amend the bill by striking out of line 11, section 10, the word "of" before "a" and inserting in lieu thereof the word "at :"

Which motion prevailed, and the bill was so amended.

The question being on the passage of the bill,

On motion of Mr. Sabin,

The bill was re-referred to the committee of the whole and placed on the general order.

Mr. Garvelink offered the following resolution:

*Resolved*, That every Senator presenting a paper containing subject matter for the consideration of the Senate shall endorse the same; if a notice or resolution, with his name; if a bill, with its full and correct title, and

his name; if a petition, memorial, remonstrance, or resolutions of other bodies, with a brief statement of its subject or contents, adding his name,

Which resolution was adopted.

Mr. Steel offered the following resolution:

*Resolved*, That the group of Senate committees known as number seven be abolished, and that the committees of said group be assigned as follows:

Banks and corporations, Education and public schools to group eight, Labor to group nine,

Which resolution was adopted.

#### GENERAL ORDER.

On motion of Mr. Hopkins,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Barnard to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

#### I.

Senate bill No. 8 (file No. 22), entitled

A bill to legalize and make valid certain township bonds issued by the township of Pickford in the county of Chippewa, on the 22d day of October, A. D. 1889.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

#### II.

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan" as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be re-referred to the committee on Reform School.

EDMUND N. BARNARD, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Barnard,

The Senate concurred in the recommendation of the committee of the whole relative to the second named bill and the same was re-referred to the committee on Reform School.

The Senate took up the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 18 (file No. 16), entitled

A bill to amend section 3 of an act entitled "An act to incorporate the village of Pewamo," approved April 13, 1871.

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 181, entitled

A bill to detach certain territory from the township of Portage, in the county of Houghton and annex the same to the village of Houghton,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 29, entitled

A bill relative to the salary of the judge of probate of the county of Wayne,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*



The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate:*

SIB—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 19, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for St. Clair county, and to prescribe his duties and fix his compensation,

And to inform the Senate that the House has amended the same as follows:

By striking out sections 1 and 2 of the bill and inserting in lieu thereof the following to stand as sections 1 and 2:

SECTION 1. *The People of the State of Michigan enact*, That the prosecuting attorney of the county of St. Clair be and he is hereby authorized and empowered to appoint an assistant prosecuting attorney for said county, who shall be an attorney at law, who has been admitted and is qualified to practice in all the courts of record in this State.

SEC. 2. The salary of said assistant prosecuting attorney shall not exceed the sum of nine hundred dollars or be less than six hundred dollars per annum, the same to be fixed by the board of supervisors at their first meeting after the passage of this act, when the salaries of other county officers are fixed.

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question then being on concurring in the amendment made by the House to the bill.

(On motion of Mr. French,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clark  
Crane  
Doran  
Earle

Mr. Fleshien  
Fox  
French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell

Mr. McLaughlin  
Mears  
Pasco  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

24

#### NAYS.

0

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 54 (file No. 23), entitled

A bill to legalize the action of the board of supervisors of the county of Berrien, in detaching certain territory from the township of Berrien and attaching the same to the township of Sodus, in said county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 66 (file No. 22), entitled

A bill to vacate the township of Damon in the county of Ogemaw, and to incorporate its territory within the adjoining townships of Rose and Foster in the county of Ogemaw,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 37 (file No. 27), entitled

A bill to authorize the township of Crystal Falls, in the county of Iron, to borrow money to be used in paying the outstanding indebtedness of said township, and to issue bonds therefor,

Which has passed the House by a majority vote of all the members

elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m. tomorrow.

*Lansing, Wednesday, February 8, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

The Secretary announced the following:

*Lansing, Mich., February 8, 1893.*

*To the Senate:*

Pursuant to authority granted me by resolution of the Senate, I have assigned the committee clerks of the Senate to act also as clerks of the several standing committees not having clerks. Under this assignment and the elections made by the several groups of committees, every standing committee now has a clerk, as follows:

Room B. MARK M. POWERS, *Clerk.*

Judiciary.

Constitutional amendments.

Room C. C. V. DE LAND, *Clerk.*

Taxation.

Labor.

Mining School and mining interests.

University.

Room E. GEORGE S. FRENZEL, *Clerk.*

Finance and appropriations.

Agricultural College.

Industrial Home for Girls.

Reformatory at Ionia.

Supplies and expenses.

**Room F.                    THOMAS F. FARRELL, Clerk.**

Cities and villages.  
Executive business.  
Geological Survey.  
Immigration.  
Reform School.  
Religious and benevolent societies.

**Room G.                    CHARLES C. CAMPAU, Clerk.**

Counties and townships.  
Roads and bridges.  
Liquor traffic.  
Agricultural interests.  
Rules and joint rules.  
State public school.  
Military affairs.

**Rooms H and I.            JOHN B. POWELL, Clerk.**

Railroads.  
Fisheries.  
School for the Blind.  
Soldiers' Home.  
State Prison.  
State library.  
Public improvements.  
Public lands.  
Saline interests.

**Rooms K and L            HERBERT C. READ, Clerk.**

State affairs.  
Asylums for the insane.  
Asylum for the Criminal Insane.  
Claims and public accounts.  
Federal relations.  
Horticulture.  
House of Correction at Marquette.  
Lumber interests.  
Mechanical interests.

**Room M.                    CORA B. WEBER, Clerk.**

Elections.  
Insurance.  
Education and public schools.  
Banks and corporations.  
Institution for the Deaf and Dumb.  
Normal School.  
Printing.  
Public health.  
Public building.  
All of which is respectfully submitted.

DENNIS E. ALWARD,  
*Secretary of the Senate.*

Report accepted.

## PRESENTATION OF PETITIONS.

No. 31. By Mr. Turnbull: Petition of A. A. Ellis, Charles W. Nichols M. D. Chatterton, J. M. C. Smith and others relative to furnishing the State library with electric lights.

On motion of Mr. Turnbull the petition was ordered spread on the Journal as follows:

*To the Honorable Senate and House of Representatives in Legislature assembled:*

We, the undersigned Judges of the Supreme Court, and lawyers using the State library, respectfully petition your honorable body to instruct the Board of State Auditors to furnish the above named department with electric lighting.

A. A. Ellis,  
Chas. W. Nichols,  
M. D. Chatterton,  
J. M. C. Smith,  
Edward Cahill,  
Fred A. Baker,  
G. W. Davis,  
Benton Hanchett,  
James H. Campbell,  
E. E. Osborn,  
A. C. Denison,  
J. D. Turnbull,  
F. S. Porter,  
J. D. Morse,  
Geo. E. Steele,  
Henry M. Duffield,  
Mark M. Powers,  
Jacob L. McPeck,  
F. C. Miller,  
C. B. Grant,

John W. McGrath,  
R. M. Montgomery,  
Chas. D. Long,  
Frank A. Hooker,  
James Twaits,  
Wm. J. Gray,  
M. J. Smiley,  
A. E. Ross,  
John C. Donnelly,  
Edwin F. Conely,  
Geo. P. Wanty,  
E. E. Benedict,  
John A. Brooks,  
C. F. Weaver,  
A. J. Sawyer,  
Chas. C. Hopkins,  
E. C. Chapin,  
M. Brown,  
Frank Damon,  
Geo. E. Nichols.

Referred to the committee on State affairs.

## REPORTS OF STANDING COMMITTEES.

By the committee on Supplies and expenses:

The committee on Supplies and expenses beg leave to report that in addition to the folding beds, concerning which this committee have already reported to the Senate, they have ascertained that there is one folding bed in the office of the Attorney General, which said folding bed your committee recommend should be sold along with the others.

R. E. FRENCH, *Chairman.*

Report accepted.

By the committees on Counties and townships:

The committee on Counties and townships to whom was referred

House bill No. 66 (file No 22), entitled

A bill to vacate the township of Damon in the county of Ogemaw and to incorporate its territory within the adjoining townships of Rose and Foster in the county of Ogemaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships to whom was referred

House bill No. 37, entitled

A bill to authorize the township of Crystal Falls in the county of Iron to borrow money to be used in paying the outstanding indebtedness and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 54, entitled

A bill to legalize the action of the board of supervisors of the county of Berrien, in detaching certain territory from the township of Berrien and attaching the same to the township of Sodus in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fleshiem  
Fox  
French  
Gravelink  
Gibson  
Hopkins  
Hough  
Jewell  
McLaughlin

Mr. Mears  
Morrow  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

#### NAYS.



Title agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 22, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

The question being on concurring in the substitute reported by the committee to the bill,

The Senate concurred.

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

#### YEAS

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Flesheim  
Fox  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McLaughlin

Mr. Mears  
Morrow  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

#### NAYS.

0

Title agreed to.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 86, entitled

A bill to amend section 4 of act No. 208 of the local acts of 1891, entitled "An act to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker in the county of Kent and to annex the same to the city of Grand Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Asylums for the insane:

The committee on Asylums for the insane, to to whom was referred Senate bill No. 48, entitled

A bill to amend section 23, of act No. 103, of the public acts of 1879, entitled "An act to amend sections 23, 42 and 46 of act No. 190 of the session laws of 1877, being 'An act to provide for the organization, regulation and management of the asylums for the insane,'"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 11, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

The question being on concurring in the amendments made by the committee to the bill,

On motion of Mr. Clapp,

The bill was laid on the table.

By the committee on Roads and bridges:

The committee on Roads and bridges, to whom was referred House bill No. 42, entitled

A bill to provide for the election of overseers of highways by ballot in the township of Ecorse in the county of Wayne and State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MEARS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gibson,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion

Mr. Fleshiem  
Fox  
French  
Garvelink

Mr. Mears  
Morrow  
Pierce  
Sabin

Mr. Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McLaughlin

Mr. Sawyer  
Steel  
Turnbull  
Weiss

26

NAYS.

0

Title agreed to.

On motion of Mr. Gibson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 18 (file No. 16), entitled

A bill to amend section 3 of an act, entitled "An act to incorporate the village of Pewamo," approved April 13, 1871.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 29, entitled

A bill relative to the salary of the judge of probate of the county of Wayne.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the governor the following:

Senate bill No. 19, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for St. Clair county and to prescribe his duties and fix his compensation.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 85, entitled

A bill to authorize the State Board of Agriculture to hold institutes, and to establish courses of reading and lectures,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 50 (file No. 30), entitled

A bill to authorize the cities and townships of this State to acquire by

purchase or condemnation, all the rights of toll and plank road companies in the streets and highways of such cities or townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs to whom was referred

House joint resolution No. 1 (file No. 1), entitled

Joint resolution for the relief of Mrs. Sophia Brewer, of Saginaw, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

#### REPORT OF SELECT COMMITTEE.

*To the President of the Senate:*

SIR—Your committee appointed for the purpose of arranging for a memorial convention of the two houses that opportunity may be given for paying fitting tribute to the memory of the late distinguished American statesman, Hon. James G. Blaine, beg leave to report that we have met with the committee of the House and have agreed that the same shall be held in the House of Representatives, March 1, 8 p. m., and that the joint committee will hereafter arrange, prepare and report a program for such services to be held by the Executive, the Supreme Court and members of the Legislature.

EDWIN G. FOX, *Chairman.*

Report adopted.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 185, entitled

A bill to incorporate the city of Hudson, and to repeal all acts and parts of acts relating to the incorporation of the village of Hudson and the common council of the village of Hudson,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House of Representatives (the Senate concurring),* That the commission appointed by the Governor in accordance with the provision of concurrent resolution No. 1 of the special session of 1892 to investigate, consider, and report to the Legislature a plan of legislation looking to the improvement of the highways of this State, be and the same are hereby respectfully requested to prepare a bill in conformity to the proposed amendment to the constitution of this State, suggested by them in their report to the Legislature, and to appear before a joint meeting of the committees on Judiciary and Roads and bridges of the Senate and House of Representatives in explanation thereof. Such commission to serve without pay except for expenses which shall be audited by the Board of State Auditors upon sworn statements to be approved by the Governor, and not to exceed in the aggregate the unexpended balance of the amount appropriated for the expenses of said commission,

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked,

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, A considerable portion of the time of the Legislature is consumed in the consideration of municipal bills relating to charters for cities and villages at great expense to the State; and

WHEREAS, Such legislation should be as far as possible curtailed by general statutes relating to the incorporation of cities and villages; therefore

*Be it resolved (the Senate concurring),* That a committee of three from the House and three from the Senate be appointed by the presiding officers of each house to investigate and report as to whether the necessary law now exists for such municipal incorporation, and whether further legislation on that subject is desirable, and if so, the bills, acts or resolutions necessary to avoid future special acts of incorporation.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 157, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State library.

#### NOTICES.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled "An act to provide for a State board of equalization," approved April 7, 1851, being section 223 of the compiled laws, as amended by act No. 85 of the session laws of 1871, approved April 8, 1871, and being consecutive section No. 319 of Howell's annotated statutes of this State.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to authorize the city of Grand Haven to raise money to be used towards the construction of a court house therein for the county of Ottawa in excess of the amount of its pro rata tax.

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to regulate and restrain the recording of deeds and other evidences of title to lands delinquent for taxes, and to prescribe the duties of registers of deeds in such cases.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to amend Sec. 1 of act No. 31 of the public acts of the year 1887 (Howell's statutes, Sec. 1894 s), entitled "An act to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold and to prohibit the sale or giving away of intoxicating liquors within one mile of the Soldiers' Home."



Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill for the taxation of the Michigan Central Railroad Company, the Michigan Southern Railroad Company, now known as the Lake Shore & Michigan Southern Railroad Company, the Detroit, Grand Haven & Milwaukee Railroad Company, and every railway or railroad company organized or existing under any special act or acts of incorporation, or special or general act or acts of consolidation, or which has heretofore been taxed under any special act or acts of the Legislature of this State, and to repeal all acts or parts of acts in so far as they are inconsistent with the provisions of this act.

Mr. McLaughlin (by request of Gen. R. A. Alger), gave notice that at some future day he would ask leave to introduce

A bill to change the name of the "Reform School" to "The Industrial School for Boys."

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to establish a permanent State weather service in this State co-operating with the weather bureau, U. S. Department of Agriculture, for the purpose of the collection and compilation of climatic and meteorologic data, the accurate and rapid dissemination of daily weather forecasts, also frost and cold wave warnings, and weather-crop conditions, the same to be used for the benefit of the agricultural, commercial and scientific interests of the State, and making an appropriation therefor.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 161 of the session laws of 1855, entitled "An act to incorporate the village of Three Rivers," approved February 13, 1885, as amended by the following acts, to wit:

Act No. 205 of the session laws of 1873, act No. 338 of local acts of 1879, act No. 351 of local acts of 1881, act No. 478 of local acts of 1887 act No. 441 of local acts of 1889, and act No. 378 of the local acts of 1891 by adding one new section thereto to stand as section 76.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to prescribe the manner of recording deeds, mortgages, and powers of attorneys and other instruments in the office of register of deeds in the several counties of this State.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to repeal act No. 262 of the session laws of 1887, being "An act to provide for reporting all mortgages by the several registers of deeds of this State, to the supervisors and assessing officers of their respective counties, and to the registers of deeds of other counties wherein the mortgagee resides for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages."

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill providing that deeds, mortgages, or other instruments affecting the title to real estate, when presented for record, shall have the certificate of a county treasurer attached thereto, certifying that the taxes on the land described therein have been paid, or that the same have been sold for

the non-payment of taxes; and prescribing a penalty for the recording of any such deed, mortgage, or other instrument affecting the title to real estate without having such certificate attached thereto.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 11 of chapter 71 of the revised statutes of 1846, being section 5879 of Howell's annotated statutes of Michigan.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to amend section 42 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison and the government and discipline thereof, and to repeal all acts inconsistent therewith," being consecutive section 9705 of Howells annotated statutes of this State.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to amend section 6 of an act entitled "An act to provide for the adoption and use of a standard form of fire insurance policy," approved May 12, 1881.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to amend section 4 of act No. 113 of the session laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal, and other ores, or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, the same being section 4079 of Howell's statutes.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to provide for the election of inspectors of mines and the appointment of their deputies, in certain cases, to prescribe their powers and duties, and to provide for their compensation and to repeal all acts or parts of acts contravening the provisions of this act.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill to provide for the maximum rental or royalty to be paid to any corporation or individual land owner, on iron ores or other minerals mined under lease in the State of Michigan.

#### MOTIONS AND RESOLUTIONS.

Mr. Brundage moved to take from the table

Senate bill No. 4, entitled

A bill to prohibit the issuing to or the receiving or using by any member of the Legislature of any pass, mileage book or free transportation of any kind on any railroad in this State;

Which motion prevailed.

On motion of Mr. Brundage,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Clapp moved to take from the table,

Senate bill No. 2 (file No. 1), entitled

A bill to prohibit the granting of free transportation and special privi-

leges by corporations organized under the laws of this State, to executive, legislative or judicial officers thereof, or their appointees and the acceptance of the same by said officers, and to provide suitable penalties therefor;

On which motion Mr. Clapp demanded the yeas and nays.

The motion then did not prevail, by yeas and nays, as follows:

### YEAS.

|              |           |           |   |
|--------------|-----------|-----------|---|
| Mr. Brundage | Mr. Clark | Mr. Steel |   |
| Burt         | Jewell    | Turnbull  |   |
| Clapp        | Morrow    |           | 8 |

### NAYS.

|           |            |           |    |
|-----------|------------|-----------|----|
| Mr. Crane | Mr. French | Mr. Mears |    |
| Doran     | Garvelink  | Pierce    |    |
| Earle     | Gibson     | Sabin     |    |
| Fleishem  | McLaughlin | Weiss     | 12 |

Mr. Turnbull offered the following resolution:

*Resolved by the Senate of the State of Michigan* (the House concurring), That the State Board of Auditors be and they are hereby authorized and empowered to equip the State library with electric lighting, the same to be furnished at as early a date as possible.

Which resolution was adopted.

Mr. Doran offered the following resolution:

WHEREAS, By the provisions of act No. 123, session laws of 1891, all railroad companies doing business in this State which by means of consolidation under any general or special law of this State or by means of a mortgage foreclosure and sale and reorganization under any general law of this State were declared to be in all respects subject to the general laws governing railroads in this State, and

WHEREAS, There are at least two railroads in this State that are now operating and paying taxes under the provisions of special charters granted in 1846, which were, by reason of the passage of act No. 123, brought under the provisions of the general law and should have paid taxes under said general law from and after the 1st day of July, 1892, and should under the provisions of said general law have carried passengers at two cents per mile; and

WHEREAS, It is understood that railroad companies have not complied with the provisions of said act, neither by paying taxes under the general laws nor by carrying passengers at two cents per mile as required by the general laws of this State; and

WHEREAS, It is understood that the State of Michigan is losing about \$70,000 per annum by reason of said railroads' non-compliance with the provisions of act No. 123, laws of 1891; therefore

*Resolved*, That the Auditor General and the Attorney General of this State are hereby requested to furnish the Senate, at as early a date as possible, all information in their possession, why said railroads have not been compelled to comply with the provisions of act No. 123 and the general laws governing the operations of railroads in this State.

Which resolution was adopted.

## INTRODUCTION OF BILLS.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 111, entitled

A bill making it unlawful for any individual or member of any firm or the agent, officers or employes of any corporation to prevent or attempt to prevent employes from forming, joining and belonging to any lawful labor organization, and providing a penalty for coercing, attempting to coerce, discharging or threatening to discharge them for the same,

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Labor interests.

Mr. Sabin, by unanimous consent, introduced

Senate bill No. 112, entitled

A bill to amend sections 11 and 12 of act No. 164, public acts of 1877, entitled "An act to authorize cities, incorporated villages and townships to establish and maintain free public libraries and reading rooms," approved May 21, 1877, being compiler's sections 5185 and 5186 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Judiciary.

Mr. Sabin, by unanimous consent introduced

Senate bill No. 113, entitled

A bill to provide for a State quarantine system, and to make a contingent appropriation to be used if necessary.

The bill was read a first and second time by its title, ordered printed and referred to the committee on State affairs.

Mr. Gravelink, previous notice having been given and leave being granted, introduced

Senate bill No. 114, entitled

A bill to amend sections 14, 23, 24, 25 and 42 of an act to revise the charter of the village of Wayland, approved March 30, 1869.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 115, entitled

A bill to provide for placing on the retired list on reduced pay members of the metropolitan police force of the city of Detroit who shall have become disabled or incapacitated while in the active performance of official duty, and members of said force and persons in the employ of the police board of the city of Detroit who after twenty-five years faithful continuous service shall have become permanently incapacitated from performing regular active duty.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and village.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 116, entitled

A bill to amend section 4 of act No. 280 of the local acts of 1883, entitled "An act relative to justices' courts in Detroit," as amended, being compiler's section 7091g of 3 Howell's annotated statutes of Michigan for the years 1883-1890.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 117, entitled

A bill to amend Sec. 9 of an act entitled "An act to provide for the incorporation or associations for the purpose of constructing, owning, controlling and acquiring by lease, buildings for exposition and exhibition purposes," approved February 13, 1889, being act No. 6 of the session laws of 1889.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Banks and corporations.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 118, entitled

A bill making appropriations for the State Industrial Home for Girls for the years 1893 and 1894.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Industrial Home for Girls.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 119, entitled

A bill to encourage the propagation and culture of whitefish and the protection of whitefish eggs and fry in the inland lakes of this State, by granting certain privileges to owners or lessees of all the land bordering upon such lakes who shall annually for a specified time, deposit in such lakes certain quantities of whitefish eggs or fry, and to repeal all acts or parts of acts so far as they are inconsistent with its provisions, and to punish any person violating the provisions of this act.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on State affairs.

Mr. Burt, previous notice having been given and leave being granted, introduced

Senate bill No. 120, entitled

A bill to amend section 2 of act No. 122, of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, as amended by act No. 217 of the public acts of 1879, the same being section 4818 of Howell's annotated statutes of the State of Michigan, as amended by act No. 59 of the public acts of 1891.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Banks and corporations.

Mr. Fleshiem, previous notice having been given and leave being granted introduced

Senate bill No. 121, entitled

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, State of Michigan, and organize the township of Dafter in said county.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No. 122, entitled

A bill to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land.

The bill was read a first and second time by its title and referred to the committee on Asylums for insane.

### THIRD READING OF BILLS.

Senate bill No. 8 (file No. 22), entitled

A bill to legalize and make valid certain township bonds issued by the township of Pickford, in the county of Chippewa, on the 22d day of October, A. D. 1889.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |              |                |
|-------------|--------------|----------------|
| Mr. Barnard | Mr. Fleshier | Mr. McLaughlin |
| Brundage    | Fox          | Mears          |
| Burt        | French       | Morrow         |
| Champion    | Garvelink    | Pierce         |
| Clapp       | Gibson       | Sabin          |
| Clark       | Hopkins      | Steel          |
| Crane       | Hough        | Turnbull       |
| Doran       | Jewell       | Weiss          |
| Earle       |              |                |

25

### NAYS.

0

Title agreed to.

### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Steele to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

### I.

House bill No. 41 (file No. 6), entitled

A bill to reorganize and incorporate the public schools of the city of Mt. Pleasant,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

### II.

The committee of the whole have also had under consideration the following:

House bill No. 35 (file No. 4), entitled

A bill to amend act No. 396 of the session laws of 1889, entitled "An act to organize fractional school district No. 1 of the city and township of Ironwood, in the county of Gogebic,"



Senate joint resolution No. 7 (file No. 6), entitled

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States, providing for the election of United States senators on a general ticket by the people of each State,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommended their passage.

Report accepted.

On motion of Mr. Steel,

The Senate concurred in the amendments made by the committee to the first named bill.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Earle | Mr. McLaughlin |    |
| Brundage    | Fleishem  | Mears          |    |
| Burt        | Fox       | Morrow         |    |
| Champion    | French    | Pierce         |    |
| Clapp       | Garvelink | Sabin          |    |
| Clark       | Hopkins   | Steel          |    |
| Crane       | Hough     | Turnbull       |    |
| Doran       | Jewell    | Weiss          | 24 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Sabin,

The Senate went into

#### EXECUTIVE SESSION,

The time being 5:10 o'clock p. m.

The executive session closed, the time being 5:17 o'clock p. m.

On motion of Mr. Fleishem,

The Senate adjourned, and the President announced that the Senate would stand adjourned until 2 o'clock p. m. tomorrow.

*Lansing, Thursday, February 9, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 32. By Mr. McLaughlin: Memorial of ex-Gov. Alger relative to the change of the name of the State Reform School.

On motion of Mr. McLaughlin,

The memorial was ordered spread upon the Journal as follows:

*Detroit, February 7, 1893.*

MY DEAR SENATOR:

I have asked Hon. R. E. Fraser, to draw a bill for the change of name of the "Reform School," at Lansing, to "The Industrial School for Boys," which I will ask you to introduce and urge that it become a law. I have taken great interest in the boys of the school for several years, and received directly after Christmas last, letters from three hundred of them, which proves the high standard of intelligence among them and gives great encouragement for the work that is being done there. I have in the last five or six years seen, I judge, at least twenty-five prosperous young men, who were educated in that school, and while they speak highly and even affectionately of it, they have all said it would be very much better, did it not carry with it a "state prison taint." One of the young men told me he was fished out of an empty hogshead where he was sleeping, because he had no other place to stay, and was sent to the school as a waif.

It is very gratifying to know that the institution, since the fence was removed from around it, has been elevated in morals and grade of education, and the boys kept upon their honor, without being walled in. I hope this bill or a similar one may become a law, and that the boys in the institution may be hereafter classed as pupils and not inmates. I think I will send the letters mentioned to you by express, to be shown to the committee.

Sincerely yours,

Hon. J. R. McLaughlin,  
Senate Chamber, Lansing, Mich.

R. A. ALGER.

REPORTS OF STANDING COMMITTEES.

By the committee on Soldiers' Home:

The committee on Soldiers' Home, to whom was referred  
Senate bill No. 51, entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Soldiers' Home:

The committee on Soldiers' Home, to whom was referred

Senate bill No. 60, entitled

A bill to amend Act No. 249 of the session laws of 1889, entitled "An act relating to the admission of insane members of the Michigan Soldiers' Home to the insane asylums of this State, and to their support at such asylums," approved July 3, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from further consideration of the subject.

EDMUND M. BARNARD,  
*Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Soldiers' Home:

The committee on Soldiers' Home, to whom was referred

Senate bill No. 59, entitled

A bill to amend sections one and two of act No. 145 of the laws of Michigan, of the year 1891, entitled "An act authorizing the board of managers of the Michigan Soldiers' Home to sell certain real estate now belonging to the State of Michigan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The Senate concurred in the amendments made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs.

The committee on State affairs, to whom was referred the following concurrent resolution:

WHEREAS, Since the passage of the laws, and the distribution of the laws, documents and reports of the State of Michigan to the various courts and officers in which the State of Michigan is interested there has been organized a court known as the United States circuit court of appeals, and the State of Michigan is one of the states contained in the sixth judicial circuit of said court; and

WHEREAS, The clerk of said circuit court of appeals has requested of the State Librarian and board of State auditors a complete set of the reports of the supreme court of the State of Michigan, copies of Howell's annotated statutes and the acts of the Legislature of the State of Michigan subsequent to the compilation aforesaid; therefore

*Resolved by the Senate and House of Representatives of the State of Michigan,* That the Board of State Auditors be, and are hereby authorized

to procure and ship to the clerk of the United States circuit court of appeals, for the sixth district, a set of the Michigan reports, including all volumes up to and including the 22d Michigan report; and the Librarian of the State is hereby authorized to ship to the clerk of said court one copy of Howell's statutes, and one copy of each of the Michigan reports from the 22d up to and including the last report now published, together with any copies of the session laws now on file in the office of the State Librarian, which the clerk of said court may request,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the resolution be adopted, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

The question being on the adoption of the resolution.

The resolution was adopted.

By the committee on Asylums for insane:

The committee on Asylums for insane, to whom was referred

Senate bill No. 122, entitled

A bill to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Finance and appropriations.

The committee on Finance and appropriations, to whom was referred

House bill No. 47 (file No. 7), entitled

A bill to provide for the continuance of the recompilation and copying of the records in the office of the Adjutant General, pertaining to the enlistment, muster, history and final disposition of the soldiers or sailors from this State during the war of the rebellion and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred

Senate bill No. 93, entitled

A bill to protect toilers against unjust demands of employers of labor, to give redress to employes discharged in certain cases and to punish employers, their agents, clerks and servants for any violation of this act,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the Senate, with the request that the same be ordered printed for the use of the committee.

FRANK W. CLAPP, *Chairman.*

Report accepted.

On motion of Mr. Clapp,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on State library:

The committee on State library, to whom was referred

House bill No. 157, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

#### MESSAGES FROM THE GOVERNOR.

The Secretary announced the following .

EXECUTIVE OFFICE,  
*Lansing, February 8, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 18 (file No. 16), being

An act to amend section 3 of an act entitled "An act to incorporate the village of Pewamo," approved April 13, 1871.

Also,

Senate bill No. 29 (manuscript), being

An act relative to the salary of the judge of probate of the county of Wayne.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

By unanimous consent, the committee on Normal School was granted leave of absence until Monday's session.

#### MESSAGES FROM THE HOUSE.

The President then announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, February 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 39 (file No. 36), entitled

A bill to fix the per diem compensation of members of the State Legislature from the upper peninsula for and during the session of 1893,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to:

take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

On motion of Mr. Sabin,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Crane  
Doran  
Earle

Mr. Fleshiem  
Fox  
French  
Garvelink  
Gibson  
Hopkins  
Hough

Mr. Jewell  
McLaughlin  
Mears  
Sabin  
Steele  
Weiss

20

NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 168, entitled

A bill to incorporate the village of Addison in Lenawee county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the house to transmit the following bill:

House bill No. 36 (file No. 17), entitled

A bill to incorporate the village of Coloma in the county of Berrien,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take



immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

#### NOTICES.

Mr. Doran gave notice that at some future day he would ask leave to introduce

A bill to repeal act No. 207 of the public acts of 1889, entitled "An act to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquors or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties of this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties, after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties; and to provide for penalties and rights of action in case of its violation," approved June 29, 1889.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to provide for the government, management and control of the State Public School at Coldwater and to repeal all acts or parts of acts inconsistent with this act.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend Secs. 4, 5, the thirty-sixth subdivision of Sec. 11, Secs. 16, 37 and 38 of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' approved Feb. 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1887 as amended by act No. 384 of the session laws of 1889, approved May 9, 1889, and to provide for payment of salaries to certain officials, for condemnation of private property located outside of the city limits in certain cases for the public use of said city of Battle Creek, for collection of sidewalk assessments and for enlarging the power of said city in matters of drainage.

Mr. McLaughlin by unanimous consent moved that when the Senate adjourn today it stand adjourned until tomorrow afternoon at 1 o'clock p. m.

Pending which

Mr. Mears moved to amend the motion by making the hour to which the Senate shall stand adjourned, tomorrow morning at 9:30 o'clock,

Which amendment was agreed to.

The motion as amended then prevailed.

#### INTRODUCTION OF BILLS.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill 123, entitled

A bill to amend section 11 of chapter 71 of the revised statutes of 1846, being section 5879 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 124, entitled

A bill to amend act No. 161 of the session laws of 1885, entitled "An act to incorporate the village of Three Rivers," approved February 13, 1885, as amended by the following acts, to wit: Act No. 205 of the session laws of 1873, act No. 338 of local acts of 1879, act No. 351 of local acts of 1881, act No. 478 of local acts 1887, act No. 441 of local acts of 1889, and act No. 378 of the local acts of 1891, by adding one new section thereto to stand as section 76.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 125, entitled

A bill making an appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum.

The bill was read a first and second time by its title and referred to the committee on Asylums for the insane.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No. 126, entitled

A bill providing that deeds, mortgages, or other instruments affecting the title to real estate, when presented for record, shall have the certificate of county treasurer attached thereto, certifying that the taxes on the land described therein have been paid, or that the same have been sold for the non-payment of taxes; and prescribing a penalty for the recording of any such deed, mortgage, or other instrument affecting the title to real estate without having such certificate attached thereto.

The bill was read a first and second time by its title ordered printed, and referred to the committee on Taxation:

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 127, entitled

A bill to amend section 1 of an act entitled "An act to provide for a State board of equalization," approved April 7, 1851, being section 223 of the compiled laws, as amended by act No. 85 of the session laws of 1871, approved April 8, 1871 and being consecutive section No. 319 of Howell's annotated statutes of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Earle, previous notice having been given and leave being granted, introduced

Senate bill No. 128, entitled

A bill to amend section 42 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison and the government and discipline thereof, and to repeal all acts inconsistent therewith," being consecutive section 9705 of Howell's annotated statutes of this State.

The bill was read a first and second time by its title, ordered printed and referred to the committee on State Prison.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 129, entitled

A bill to amend section 6 of an act entitled "An act to provide for the adoption and use of a standard form of fire insurance policy," approved May 12, 1881.

The bill was read a first and second time by its title, and

On motion of Mr. Barnard,

The bill was laid on the table.

Mr. Doran, previous notice having been given, and leave being granted introduced

Senate bill No. 130, entitled

A bill to amend Sec. 1 of act No. 31 of the public acts of the year 1887 (Howell's statutes, Sec. 1894 s), entitled "An act to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold and to prohibit the sale or giving away of intoxicating liquors within one mile of the Soldiers' Home.

The bill was read a first and second time by its title and referred to the committee on Liquor traffic.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 131, entitled

A bill to establish a permanent State weather service in this State co-operating with the weather bureau, U. S. Department of Agriculture, for the purpose of the collection and compilation of climatic and meteorologic data, the accurate and rapid dissemination of daily weather forecasts, also frost and cold wave warnings, and weather-crop conditions, the same to be used for the benefit of the agricultural, commercial and scientific interests of the State, and making an appropriation therefor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 132, entitled

A bill to change the name of the "Reform School" to "The Industrial School for Boys."

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 133, entitled

A bill to amend sections 1 to 7, both inclusive, and sections 17 and 31 of act No. 313 of the public acts of the Legislature of the State of Michigan for the year 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering of spirituous or intoxicating liquors and malt, brewed or fermented liquors, and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act," and to add a new section thereto, to be known as section 35, so as to provide for the licensing and regulation of the several businesses covered by and regulated in the above entitled act.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Liquor traffic.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 134, entitled

A bill to repeal act No. 262 of the session laws of 1887, being "An act to provide for reporting all mortgages by the several registers of deeds of this State, to the supervisors and assessing officers of their respective counties, and to the registers of deeds of other counties, wherein the mortgagee resides for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages."

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 135, entitled

A bill to prescribe the manner of recording deeds, mortgages and powers of attorneys and other instruments in the office of register of deeds in the several counties of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Pierce, previous notice having been given, and leave being granted, introduced

Senate bill No. 136, entitled

A bill to divide the State of Michigan into twelve congressional districts.

The bill was read a first and second time by its title and referred to the special committee on apportionment when appointed.

### THIRD READING OF BILLS.

Senate joint resolution No. 7 (file No. 6), entitled

Joint resolution requesting the senate and house of representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States providing for the election of United States senators on a general ticket by the people of each state,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays as follows:

### YEAS.

Mr. Barnard  
Brundage  
Burt

Mr. Doran  
Earle  
Fleishem

Mr. Hough  
Jewell  
Mears

Mr. Champion  
Clapp  
Clark

Mr. Fox  
Gilbert

Mr. Sabin  
Steel

16

## NAYS.

Mr. Crane  
Garvelink

Mr. Hopkins  
McLaughlin

Mr. Weiss

5

Mr. Doran moved to reconsider the vote by which the Senate refused to pass the joint resolution;

Which motion Mr. McLaughlin moved to lay upon the table,

Upon which Mr. Barnard demanded the yeas and nays.

The motion to lay upon the table then did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Crane  
Garvelink

Mr. Hopkins  
McLaughlin

Mr. Weiss

5

## NAYS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark

Mr. Doran  
Earle  
Flehiem  
Fox  
Gilbert

Mr. Hough  
Jewell  
Mears  
Sabin  
Steele

16

The motion to reconsider then prevailed.

On motion of Mr. Doran,

The joint resolution was then laid on the table.

Mr. Doran moved that there be a call of the Senate,

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and Mr. Turnbull reported absent without leave.

On Motion of Mr. Doran,

All further proceedings under the call were dispensed with.

House bill No. 35 (file No. 4), entitled

A bill to amend act No. 396 of the session laws of 1889, entitled "An act to organize fractional school district No. 1 of the city and township of Ironwood, in the county of Gogebic,

Was read a third time, and pending the taking the vote on the passage thereof

On motion of Mr. Flehiem,

The bill was laid on the table.

## GENERAL ORDER.

On motion of Mr. Clapp,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Mears to the chair.

After some time spent therein, the committee rose. and through their chairman made the following report:

The committee of the whole have had under consideration the following:  
Senate bill No. 50 (file No. 30), entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll or plank road companies in the streets or highways of such cities or townships, and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or townships, to any city or township in which the same may be located.

House bill No. 66 (file No. 22), entitled

A bill to vacate the township of Damon in the county of Ogemaw, and to incorporate its territory within the adjoining townships of Rose and Foster in the county of Ogemaw.

House bill No. 47 (file No. 7), entitled

A bill to provide for the continuance of the re-compilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, history, and final disposition of the soldiers from this State during the war of the rebellion, and to make an appropriation therefor.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

WILLIAM MEARS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mears,

The bills were placed on the order of third reading of bills.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 185, entitled

A bill to incorporate the city of Hudson and to repeal all acts and parts of acts relating to the incorporation of the village of Hudson and the common council of the village of Hudson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and asked to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made by the committee, to the bill.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage

Mr. Earle  
Flehiem

Mr. Jewell  
McLaughlin



|          |           |           |    |
|----------|-----------|-----------|----|
| Mr. Burt | Mr. Fox   | Mr. Mears |    |
| Champion | French    | Pierce    |    |
| Clapp    | Garvelink | Sabin     |    |
| Clark    | Gilbert   | Steel     |    |
| Crane    | Hopkins   | Turnbull  |    |
| Doran    | Hough     | Weiss     | 24 |
|          | NAYS.     |           | 0  |

Title agreed to.

On motion of Mr. Wiess,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect March 1, 1893.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 9, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 80 (file No. 14), entitled

A bill to reincorporate the village of Byron in the county of Shiawassee.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 9, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 124 (file No. 43), entitled

A bill to re-incorporate the village of White Pigeon,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 9, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 187 (file No. 63), entitled

A bill extending the corporate limits of and providing a special charter for the city of Bessemer in the county of Gogebic,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

On motion of Mr. Barnard,

The Senate adjourned and the President announced that the Senate would stand adjourned until 9:30 o'clock a. m. tomorrow.

*Lansing, Friday, February 10, 1893, }  
 9:30 o'clock a. m.* }

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Pascoe.

On motion of Mr. Fleshiem,

Indefinite leave of absence was granted Mr. Pascoe on account of illness.

Unanimous consent being given, Mr. Gilbert was granted indefinite leave of absence on account of sickness in his family.

#### PRESENTATION OF PETITIONS.

No. 33. By Mr. Mugford: Protest of J. B. Chapman, G. Churchill, G. A. Rickert, B. S. Reed and 85 other residents of Cass county, against the passage of the bill introduced by Senator Jewell to restrict fishing on Diamond lake.

On motion of Mr. Mugford,

The petition was ordered spread on the Journal as follows:

*To the Legislature of Michigan:*

We, the undersigned residents of Cassopolis, Cass county, Michigan, do oppose and protest against the bill introduced by Senator Jewell to restrict fishing on Diamond lake during the months of December, January, February and March, and we most respectfully pray that the Legislature will leave the law as it now stands:

J. B. Chapman,  
 S. P. Underhill,  
 G. A. Rickert,  
 B. S. Reed,  
 D. G. Renct,  
 John Hilton,  
 C. C. Sherrill,  
 W. J. Kelsen,  
 Victor Norton,  
 E. D. Lawrence,  
 S. B. Turner,  
 A. M. Kingsbury,  
 J. B. Tase,  
 L. C. VanAntwerp,  
 E. E. Stamp,  
 W. Z. Norton,  
 Frank McIntosh,  
 B. F. Marsh,  
 W. H. Voorhis,  
 J. J. Nixon,  
 Arthur S. Nichols,  
 Lester Graham,  
 David Graham,  
 G. L. Kline,  
 I. V. Sherman,  
 W. D. Jones,  
 M. D. Jones,  
 Buck Staple,  
 C. E. Voorhis,  
 Simon Stebbins,  
 Elb. Jewell,  
 Geo. W. McCoy,  
 G. White,  
 J. C. Phillips,  
 J. B. Robbins,  
 C. D. McIntosh,  
 E. R. Lamb,  
 G. Tarboor,  
 Geo. Englehart,  
 Geo. Stephenson,  
 Wm. D. Jones,  
 A. Hill,  
 L. Clark,  
 C. Keen,  
 J. Ditzell,

P. Herser,  
 W. S. Leach,  
 S. Wooden,  
 Thomas Atkinson,  
 C. W. Martin,  
 E. H. Miller,  
 M. H. Myers,  
 P. F. Stelliner,  
 J. P. Smith,  
 Morris McIntosh,  
 C. W. Shaw,  
 Geo. W. Fox,  
 Bert Salsbury,  
 W. F. Pollock,  
 N. Rathbun,  
 J. Patterson,  
 E. Reynolds,  
 H. McCoy,  
 R. J. Moore,  
 Charles Tietzort,  
 H. M. Bishop,  
 Chas. B. Thomas,  
 A. T. Osmer,  
 Wm. Adamson,  
 H. S. Hadsell,  
 George F. Holloway,  
 E. Bennett,  
 Chas. A. Rivers,  
 L. H. Cays,  
 Henry Messenger,  
 Lina S. Holly,  
 Old Dad Powell,  
 O. McIntosh,  
 Bill Graham,  
 G. M. Rives,  
 Robt. Doal,  
 Frank Jewell,  
 Freeman Plaford,  
 R. Freer,  
 Wesley Adams,  
 R. S. Myers,  
 W. H. Slipper,  
 D. Gawthrop,  
 Wilmot Cooper,  
 A. S. Holladay.

On motion of Mr. Mugford,  
 The petition was referred to the committee on State affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:  
 The committee on Cities and villages, to whom was referred  
 Senate bill No. 114, entitled

A bill to amend sections 14, 23, 24, 25 and 42 of an act to revise the charter of the village of Wayland, approved March 30, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators voting therefor, by yeas and nays, as follows:

### YEAS.

|             |              |           |
|-------------|--------------|-----------|
| Mr. Barnard | Mr. Flesheim | Mr. Mears |
| Brundage    | Fox          | Mugford   |
| Burt        | French       | Pierce    |
| Champion    | Garvelink    | Sabin     |
| Clapp       | Hopkins      | Steel     |
| Crane       | Hough        | Turnbull  |
| Doran       | Jewell       | Weiss     |
| Earle       | McLaughlin   |           |

23

### NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 65, entitled

A bill to authorize certain water supply companies, now or hereafter organized, to also operate electrical plants in connection with their water works systems,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEELE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Reform School:

The committee on Reform School, to whom was referred

Senate bill No. 132, entitled

A bill to change the name of the Reform School to the Industrial School for Boys,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHARLES L. BRUNADGE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Earle | Mr. McLaughlin |    |
| Brundage    | Fleishien | Mears          |    |
| Burt        | Fox       | Mugford        |    |
| Champion    | French    | Pierce         |    |
| Clapp       | Garvelink | Sabin          |    |
| Clark       | Hopkins   | Steel          |    |
| Crane       | Hough     | Weiss          |    |
| Doran       | Jewell    |                | 23 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Asylums for insane:

The committee on Asylums for insane to whom was referred

Senate bill No. 125, entitled

A bill making appropriation of twenty-five thousand dollars as a working capital for the Eastern Michigan Asylum,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

Referred to committee on Finance and appropriations.

By the committee on Military affairs:

The committee on Military affairs, to whom was referred

Senate bill No. 31, entitled

A bill to provide for a commission to locate and mark the positions and places occupied by Michigan regiments and batteries who fought upon the battlefields of Chickamanga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expense of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM MEARS, *Chairman.*

Report accepted and committee discharged.

Referred to the committee on Finance and appropriations.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 9, 1893.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 34 (file No. 32), entitled

A bill making an appropriation of twenty-five thousand dollars as a working capital for the Eastern Michigan Asylum,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked:

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Finance and appropriations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 9, 1893.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 125 (file No. 41), entitled

A bill to prohibit the taking, catching or destruction of fish in Raisin river of this State,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 9, 1893.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 21 (file No. 35), entitled

A bill to authorize proceedings in the circuit courts in chancery, in relation to the laying out, dividing and platting into lots, streets and alleys, of lands owned by infants, idiots, lunatics and other incompetent persons,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

The President also announced the following :



HOUSE OF REPRESENTATIVES, }  
*Lansing, February 9, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 27 (file No. 34), entitled

A bill to amend Sec. 1 of act No. 221 of the laws of Michigan for the year 1865, entitled "An act requiring judges of probate, in certain cases, to give notice to foreign consuls, of an application for administration in the estate of deceased persons," approved March 18, 1865, being compiler's Sec. 6812 of Howell's annotated statutes of the State of Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

#### NOTICES.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to provide for the registration of electors so as to prevent fraud and deception at the polls.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to reincorporate the village of Constantine in the county of St. Joseph and State of Michigan, and to repeal act No. 191 of the public acts of the State of Michigan for the year 1861, entitled "An act to incorporate the village of Constantine," approved March 15, 1861, and the acts amendatory thereto.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to repeal act No. 182 of the session laws, public acts of 1891, being an act entitled "An act to provide for the payment of a franchise fee by corporations," approved July 2, 1891.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to re-incorporate the city of Holland.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to create the thirty-fourth judicial circuit and to provide for the holding of courts therein.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled "An act to revise the charter of the city of Holland," being amendatory of an act entitled an act to incorporate the city of Holland, approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873, approved April 1, 1875, as subsequently amended.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend section 1755 of chapter 58 of the compiled laws of 1857, as amended by act 32 of the public acts of 1871, as amended by act 80 of the public acts of 1881, the same being section 4588 of chapter 165 of Howell's annotated statutes, and being an act for the incorporation of charitable societies.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend sections 1 and 7 of act No. 293 of the session laws of 1887, entitled "An act to preserve evidence of error or fraud in the counting of ballots and in election returns, and in the count of inspectors of election, and the declaration of the board of canvassers in contested elections," approved June 23, 1887.

#### MOTIONS AND RESOLUTIONS.

Mr. Doran offered the following resolution:

WHEREAS, It is claimed that there is some question in regard to the different acts that have heretofore been passed for the purpose of bringing all railroads in this State under the operations of the general railroad law,

*Resolved*, That a special committee of three be appointed by the President of the Senate, who, together with the Attorney General of the State, shall examine into the different laws in relation thereto, and that they have authority, if they deem it necessary, to employ counsel to prepare such a bill as will bring all of said railroads under the operation of the general railroad laws of this State, if the present acts on the subject are deemed insufficient.

The question being on the adoption of the resolution,

Mr. Weiss moved to refer the resolution to the committee on Railroads; Which motion did not prevail.

The resolution was then adopted.

Mr. Fox offered the following resolution:

*Resolved*, (the House concurring), That the board of State auditors be instructed to sell at public auction the folding beds in the State Capitol building, belonging to the State of Michigan, as soon as practicable.

Which resolution was adopted.

Mr. Weiss offered the following:

*Resolved*, That when the Senate adjourns it adjourn to meet Monday evening next at 9 o'clock.

Which resolution was adopted.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 137, entitled

A bill to provide for the government, management and control of the State Public School at Coidwater, and to repeal all acts or parts of acts inconsistent with this act.

The bill was read a first and second time by its title, and referred to the committee on State Public School.

Mr. Weiss, unanimous consent being given, introduced

Joint resolution No. 12, entitled

Joint resolution authorizing the board of State auditors and the State Librarian to procure and ship certain volumes of the Michigan supreme

court reports and Howell's annotated statutes to the clerk of the United States court of appeals.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |              |           |    |
|-------------|--------------|-----------|----|
| Mr. Barnard | Mr. Fleshiem | Mr. Mears |    |
| Brundage    | Fox          | Mugford   |    |
| Burt        | French       | Pierce    |    |
| Champion    | Garvelink    | Sabin     |    |
| Clapp       | Hopkins      | Steel     |    |
| Crane       | Hough        | Turnbull  |    |
| Doran       | Jewell       | Weiss     |    |
| Earle       | McLaughlin   |           | 23 |

### NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Mr. Turnbull, previous notice having been given and leave being granted, introduced

Senate bill No. 138, entitled

A bill to regulate and restrain the recording of deeds and other evidences of title to lands delinquent for taxes, and to prescribe the duties of registers of deeds in such cases.

The bill was read a first and second time by its title, and referred to the committee on Taxation.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 139, entitled

A bill for the taxation of the Michigan Central Railroad Company, the Michigan Southern Railroad Company, now known as the Lake Shore & Michigan Southern Railroad Company, the Detroit, Grand Haven & Milwaukee Railroad Company, and every railway and railroad company organized or existing under any special act or acts of incorporation, or special or general act or acts of consolidation, or which has heretofore been taxed under any special act or acts of the Legislature of this State, and to repeal all acts or parts of acts in so far as they are inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the special committee on Railroad taxation when appointed.

### THIRD READING OF BILLS.

House bill No. 47 (file No. 7), entitled

A bill to provide for the continuance of the recompilation and copying

of the records in the office of the Adjutant General, pertaining to the enlistment, muster, history and final disposition of the soldiers from this State during the war of the rebellion and to make an appropriation therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Mugford   |    |
| Champion    | Garvelink  | Pierce    |    |
| Crane       | Hopkins    | Sabin.    |    |
| Doran       | Hough      | Steel     |    |
| Earle       | Jewell     | Turnbull  |    |
| Fleishem    | McLaughlin | Weiss     | 21 |

## NAYS.

0

• Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 66 (file No. 22), entitled

A bill to vacate the township of Damon in the county of Ogemaw, and to incorporate its territory within the adjoining townships of Rose and Foster in the county of Ogemaw.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Pierce    |    |
| Champion    | Garvelink  | Sabin     |    |
| Crane       | Hopkins    | Steel     |    |
| Doran       | Hough      | Turnbull  |    |
| Earle       | Jewell     | Weiss     |    |
| Fleishem    | McLaughlin |           | 20 |

## NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 50 (file No. 30), entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation, all the rights of toll or plank road companies in the streets or highways of such cities or townships and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or townships, to any city or township in which the same may be located,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |              |           |    |
|-------------|--------------|-----------|----|
| Mr. Barnard | Mr. Fleshien | Mr. Mears |    |
| Brundage    | Fox          | Mugford   |    |
| Champion    | French       | Pierce    |    |
| Clapp       | Garvelink    | Sabin     |    |
| Clark       | Hopkins      | Steel     |    |
| Crane       | Hough        | Turnbull  |    |
| Doran       | Jewell       | Weiss     |    |
| Earle       | McLaughlin   |           | 23 |

## NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. McLaughlin,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Jewell to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 41 (file No. 34), entitled

A bill to repeal section one, section two, section four of statistics of annual cereal products, of Howell's annotated statutes of the State of Michigan,

Have directed their chairman to report the same back to the Senate with the recommendation that the bill be referred to the committee on Judiciary.

The committee of the whole have had under consideration the following:

## II.

House bill No. 37 (file No. 27), entitled

A bill to authorize the township of Crystal Falls in the county of Iron, to borrow money to be used in paying the outstanding indebtedness of said township and to issue bonds therefor,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be referred to the committee on Taxation.

AUGUSTUS JEWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The first named bill was referred to the committee on Judiciary.

On motion of Mr. Jewell,

The second named bill was referred to the committee on taxation.

By unanimous consent

Mr. Fox was granted leave of absence from Monday's session.

On motion of Mr. Sabin,

The Senate went into

EXECUTIVE SESSION,

The time being 11:45 o'clock, a. m.

The executive session closed, the time being 12 o'clock m.

By unanimous consent the Senate resumed the order of

COMMUNICATIONS FROM STATE OFFICERS.

The Secretary announced the following:

AUDITOR GENERAL'S OFFICE,  
Lansing, Feb. 10, 1893. }

Serial No. 1715.

*Hon. J. Wight Giddings, President of the Senate:*

SIR—I have the honor to acknowledge receipt of a copy of the following resolution adopted by the Senate on the 8th inst.:

*Resolved*, That the Auditor General and the Attorney General of this State are hereby requested to furnish the Senate, at as early a date as possible, all information in their possession why said railroads have not been compelled to comply with the provisions of act No. 123, and the general law governing the operations of railroads in this State.

In reply thereto, so far as the same pertains to this department, I have to say that under the general railroad law (section 3358, Vol. 1, Howell) it is the duty of the commissioner of railroads, on or before the 15th day of May, in each year, to file in this department a computation of the amount of tax which will become due on the first of July from each railroad company liable to pay taxes under the provisions of the general railroad law. When such taxes are so reported, and not before, does this department have any duty to perform relative thereto

If any chartered company became taxable under act 123, laws of 1891, on the gross earnings of 1891, as provided by the general railroad law, this department should, on or before May 15th, 1892, have been furnished by the commissioner of railroads with a computation of the amount. The computation and statement of tax on gross earnings of 1892 is not required by law to be made before May 15, 1893. No such statements have been received from the commissioner of railroads in regard to any company claiming to exist under the provisions of a special charter.

STANLEY W. TURNER,

*Auditor General.*

The communication was laid on the table.

By unanimous consent the Senate resumed the order of

MESSAGES FROM THE HOUSE.

The President announced the following:



HOUSE OF REPRESENTATIVES, }  
*Lansing, February 9, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House* (the Senate concurring), That the Secretary of State be directed to have printed and forward to the judges of probate of the several counties, official copies of an act entitled "An act to amend act No. 193 of the public acts of 1889, being an act entitled 'An act to provide for the relief outside of the Soldiers' Home of honorably discharged indigent soldiers, sailors and marines, and indigent wives, widows and minor children of such indigent or deceased Union soldiers, sailors and marines,'" for the information of such judges of probate as may have occasion to act thereunder,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
 LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
 The resolution was then adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 10, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 150 (file No. 49), entitled

A bill to prohibit catching or taking of small mouthed black bass, in Walloon lake, situated in the counties of Charlevoix and Emmet,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take effect thirty days after approval by the Governor, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

On motion of Mr. Mears,

The Senate adjourned and the President announced that the Senate would stand adjourned until Monday, February 13, at 9 o'clock p. m.

*Lansing, Monday, February 13, 1893.*

The Senate met pursuant to adjournment and was called to order by the Secretary, the President and the President *pro tem.* being absent.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Doran, Fleshiem, Hopkins, Mears and Pierce.

Mr. Weiss moved that Senator Sabin be elected temporary president, Which motion prevailed by an unanimous vote.

The temporary president took the chair, and,

On motion of Mr. Gibson,

All absentees were excused for today's session.

#### PRESENTATION OF PETITIONS.

No. 34. By Mr. Earle: Resolutions of the Michigan Association of Fire underwriters relative to amending the law in regard to testing kerosene oil.

On motion of Mr. Earle,

The resolutions were ordered spread at large on the Journal, as follows:

WHEREAS, In our opinion and experience as underwriters, the number of lamp and stove explosions in this State where kerosene oil for lights and fuel is used, have become of such frequent occurrence and of such direful consequences during the past eighteen months, as to demand action looking to the lessening of the same if possible; and

WHEREAS, We believe that many of these accidents are caused by the use of an inferior grade of kerosene oil which is found in the market on account of some serious defect in the method of inspecting the same, which we believe may be remedied by law; therefore

*Resolved, by the Michigan Association of Fire Underwriters, That we respectfully ask the Legislature of Michigan, now in session, to so amend the law in regard to testing kerosene oil as to give to the people of the State this article as near absolutely safe for use for lights and heating purposes as is possible to make it, by stringent rules and regulations for testing the same;*

*Resolved further, That we would respectfully call the attention of the members of congress from this State, to the laxity of the United States statutes on this same subject, and ask that an amendment to the laws of the United States be secured if possible, by which it shall not be lawful to ship an article of kerosene oil by railroad or steamship that shall be of a test unsafe for use for lights or heating purposes, and that all kerosene oil be tested in the most approved and enlightened manner known to science, and be stamped by the government as of the test that shall be so provided by law;*

*Resolved, That the president and secretary of this association cause to be printed a sufficient quantity of duly certified copies of these resolutions to furnish each of our representatives and senators in congress and also of the Legislature in Michigan, and forward the same to them without delay.*

We hereby certify that the foregoing is a true copy of resolutions passed

by the Michigan Association of Fire Underwriters at its regular meeting in the city of Detroit on the 6th day of February, 1893.

HENRY S. SEAGE, *President*.

JOHN S. FLETCHER, *Secretary*.

Referred to the committee on State affairs.

No. 35. By Mr. Mugford: Petition of the board of supervisors of Oceana county, relative to the mortgage tax law.

On motion of Mr. Mugford,

The petition was ordered spread on the Journal as follows:

WHEREAS, The better improvement of the public highways of the State of Michigan is of great importance to the people of the commonwealth of Michigan, and especially to the rural population, therefore be it

*Resolved*, That the honorable gentlemen who represent the county in our State Legislature, be especially requested to use all honorable means in their power, for the enactment of a law for the better improvement of our public highways.

*Resolved*, That the clerk of the board be instructed to transmit to the Hon. Enoch T. Mugford, who represents the Senatorial district of which this county is a part, in the State Senate, and to the Hon. C. W. Leavitt, who represents this county in the House of Representatives at Lansing, a certified copy of these resolutions.

The following resolution was adopted on motion of Supervisor Houk:

*Resolved*, That the honorable gentlemen who represent this county in our State Legislature be respectfully requested to use all honorable means in their power for the passage of a concurrent resolution requesting the honorable gentlemen who represent the State of Michigan in the U. S. congress at Washington, D. D., to use all honorable efforts to secure the passage of a law to extend the free delivery of mail to all cities and villages and to the rural population.

*Resolved*, That the clerk of this board of supervisors transmit to each of our representatives in the State Legislature of Michigan a certified copy of the foregoing resolutions.

WHEREAS, We, the supervisors of Oceana county believing that the Legislature of the State of Michigan, who passed the mortgage tax law intended that measure as a move in the direction of a more equal distribution of the burden of taxation, still, from our experience in the practical working of the law, believe that said law is more detrimental than beneficial to the people, where it was intended to benefit; therefore, be it

*Resolved*, By the Board of Supervisors of Oceana county, in session assembled, that the clerk be authorized to transmit to the Representatives of Oceana county in the State Legislature at Lansing, a copy of this preamble and resolutions, and that they be requested to use their influence for the repeal of said mortgage tax law.

Referred to the committee on Taxation.

No. 36. By Mr. Barnard: Petition of Byron M. Cutcheon and other graduates of the University of Michigan living in Grand Rapids, endorsing the one-fifth mill tax for aid of the University.

On motion of Mr. Barnard,

The petition was ordered spread on the Journal as follows:

The undersigned, graduates of the University of Michigan, living in the city of Grand Rapids, endorse the bill pending in the Legislature which

provides for an increase in the State tax for the aid of the University from one-twentieth to one-fifth of a mill on each dollar of taxable property

BYRON M. CUTCHEON, class '61.

WM. J. STUART, class '68.

LYMAN D. NORRIS, class '45.

EDWIN F. UHL, class '62.

CHARLES CHANDLER, class '62.

EDMUND D. BARRY, class '76.

R. W. BUTTERFIELD, law, '68.

H. H. DRURY, '67.

PROF. J. W. CHAMPLIN.

EDWIN A. BURLINGAME, '69.

A. C. DENISON, '83.

MARK NORRIS, lit. '79, law, '82.

MOSES TAGGART, law, '67.

HARRY D. JEWELL, '91.

RALPH STONE, '92.

Referred to the committee on University.

#### MESSAGES FROM THE HOUSE.

The temporary President announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, February 10, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 86 (file No. 30), entitled

A bill authorizing incorporated villages to own and control cemeteries either within or without their corporate limits,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

#### NOTICES.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill making appropriations for the State Board of Fish Commissioners for the year ending June 30, 1894, and the year ending June 30, 1895.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to reorganize the sixth, sixteenth and twenty-fourth judicial circuits of this State.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to authorize the city of Grand Haven to raise money to be used

towards the construction of a court house therein for the county of Ottawa in excess of the amount of its pro rata tax.

Mr. Mugford gave notice that at some future day he would ask leave to introduce

A bill to legalize and make valid certain township bonds issued by the township of Pentwater, in the county of Oceana.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend section 27 of chapter 1 of act number 243 of the laws of 1881, being an act entitled "An act to revise and consolidate the laws relative to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, as amended by act number 166 of the public acts of 1883, approved June 6, 1883, further amended by act number 231 of the public acts of 1889, approved July 1, 1889, being compiler's section number 1322, vol. 3 of Howell's annotated statutes of this State.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to provide for maintenance, management and control of the Michigan School for the Deaf, and to repeal all laws inconsistent herewith.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 261 of the session laws of 1865, entitled "An act to provide for the incorporation of Presbyterian churches," approved March 18, 1865, being chapter 172 of title 16 of Howell's annotated statutes, by adding one new section thereto, to stand as section 10, to authorize corporations organized thereunder to use, under certain circumstances and restrictions, a part of their property for secular purposes.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill for the incorporation of charitable and benevolent institutions, and to provide for the indenturing or apprenticing and guardianship of children under its care, and to enable such corporations to receive and apply all such gifts, grants, devises, bequests, loans and advances, and accept and execute all such trusts as shall be made for such purposes.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 5 of act No. 80 of the session laws of 1881, entitled "An act to amend sections 5 and 6 of chapter 105 of the compiled laws of 1871, relative to charitable societies," being compiler's section 3040 and 3041, approved April 9, 1881, and being section 4588 of Howell's annotated statutes, by increasing the amount of property, such corporation may take by gift, purchase or devise, from \$100,000 to \$500,000.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to provide a general law under which corporations may be formed to carry on institutions for the treatment of disease and for instruction therein and in hygiene.

#### INTRODUCTION OF BILLS.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 140, entitled

A bill to regulate the maximum amount that can be charged or taken as fare on street railways in villages or cities in this State having a minimum number of inhabitants and prescribing a penalty for charging or taking any more than said amount.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Brundage (by request), previous notice having been given and leave being granted, introduced

Senate bill No. 141, entitled

A bill to repeal act No. 182 of the session laws, public acts of 1891, being an act entitled "An act to provide for the payment of a franchise fee by corporations," approved July 2, 1891.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No 142, entitled

A bill to regulate the time of transmittal and the amount which may be charged or taken for telegraphic messages transmitted and delivered within this State, and to provide a penalty, and remedy for the failure to transmit, or deliver in time any such message, or for the charging, or taking more than said amount for the transmission or delivery of such messages.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 143, entitled

A bill to amend Sec. 1755 of Chap. 58 of the compiled laws of 1857, as amended by act 32 of the public acts of 1871, as amended by act 80 of the public acts of 1881, the same being Sec. 4588 of Chap. 165 of Howell's annotated statutes, and being an act for the incorporation of charitable societies.

The bill was read a first and second time by its title and referred to the committee on Religious and benevolent societies.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 144, entitled

A bill to amend sections 1 and 7 of act No. 293 of the session laws of 1887, entitled "An act to preserve evidence of error or fraud in the counting of ballots and in election returns, and in the count of inspectors of election, and the declaration of the board of canvassers in contested elections," approved June 23, 1887.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 145, entitled

A bill to reincorporate the village of Constantine in the county of St. Joseph and State of Michigan, and to repeal act No. 191 of the public acts of the State of Michigan for the year 1861, entitled "An act to incorporate the village of Constantine," approved March 15, 1861, and the acts amendatory thereto.



The bill was read a first and second time by its title and referred to the committee on Cities and villages.

On motion of Mr. Morrow,

The Senate adjourned and the Temporary President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Tuesday, February 14, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Mears.

On motion of Mr. Pierce,

Leave of absence was granted to Mr. Mears for today's session.

REPORTS OF STANDING COMMITTEES.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred Senate bill No. 81, entitled

A bill to amend an act entitled "An act for the incorporation of boards of trade and chambers of commerce," being act No. 166, approved March 19, 1863,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State Public School:

The committee on State Public School, to whom was referred Senate bill No. 137, entitled

A bill to provide for the government, management and control of the State Public School at Coldwater, and to repeal all acts, or parts of acts inconsistent with this act,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate, that the bill be printed for the use of the committee.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 100 (file No. 35), entitled

A bill to amend section five of chapter thirty-two of the revised statutes of 1846, being section fifteen hundred and eighty-one of Howell's annotated statutes, relative to bills of exchange and promissory notes, and to repeal all acts or parts of acts inconsistent therewith,

Respectfully report that that that they had the the same under consideration, and have directed me to report the same back to the Senate without recommendation and ask to be discharged from the further consideration of the subject.

C. H. McGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran, the bill was referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 32 (file No. 5), entitled

A bill to regulate the interest, discount or consideration upon the loan or forbearance of money, money due on account, judgments, verdicts, decrees, goods, rights and choses in action, and to provide a remedy for any property usuriously taken, and for the punishment for the taking of usury,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

C. H. McGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran, the bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No 66, entitled

A bill to change the name of August Johnson to August Hammer, and to legalize contracts and heirships of said Johnson under the name Hammer,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. H. McGINLEY, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendment made by the committee to the bill,

On motion of Mr. McGinley,

The Senate concurred.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 87, entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections,

Respectfully report that they have had the same under consideration, and have directed me to report back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Doran,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 67, entitled

A bill to amend section 2 of act No. 70 of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Education and public schools:

The committee on Education and Public schools, to whom was referred Senate bill No. 108, entitled

A bill to exempt school district No. 1, of the township of Plymouth, in the county of Wayne, from the provisions of act No. 147, of the public acts of 1891, as to the inspecting and granting certificates to teachers employed in the same, and to authorize the district board to confer and grant certificates to such teachers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

SAMUEL W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

*Lansing, Mich., February 8, 1893.*

*To the Honorable Senate of the State of Michigan:*

Your committee appointed to consider and report upon the protest and contest of the Hon. Samuel H. Wilkins against the admission of the Hon. Milton F. Jordan to a seat in the Senate as senator from the fifteenth senatorial district of Michigan, respectfully report that they have had the same under consideration.

The committee desire to state that they have carefully and fully considered the testimony laid before them by both contestant and contestee, heard the arguments by and in behalf of each, and sought advice and information from statutory authorities and sources that they might submit a report free from partiality, injustice and hasty judgment.

In harmony with the views expressed by a similar committee appointed at this session, your committee have entertained a due regard for the opinion of the distinguished Supreme Court of this State but maintain as paramount the rights and privileges reserved for, and guaranteed to, the Senate by the constitution of the State and over which they hold, the province of the Supreme Court does not extend, particularly the right and privilege of the Legislature to pass upon the election and qualification of its members.

In the election case recently before, and decided by the Supreme Court, the questions involved were all, in the opinion of this committee, foreign to the vital issues in the one now in review.

The allegations of the contestant, numbered respectively 1, 2, 3, 4, 5, 6 and 7, should, the committee believe, be admitted as incontroverted.

In reviewing allegations No. 10, 11 and 12, a construction of section 10 of act No. 190, election laws of 1892, which act must be construed in conjunction with chapter Nos. 325, p. 3824, Howell's annotated statutes, vol. 3, was sought, and it was held that no candidate could be "legally nominated" unless and until he is "nominated by a regularly called" convention of a political party.

The contestant allèges (allegation No. 2), and the contestee admits (answer No. 2), that there was a "Prohibition senatorial convention for the Fifteenth senatorial district called to meet on the 30th day of September, 1892, at the law office of Walter Webster," in the village of Nashville.

At this convention, which, if such it was, comes under chapter 325, sections 1 and 5, Howell's annotated statutes, volume 3, pages 3824 and 3825, only four persons were present. It was stated that the number of delegates should have been not less than 35, and if that were so, it must be conceded that four is not a proper quorum. Section 9 of act No. 190, public acts of 1891, seems to establish the rule that two-thirds, or at least a majority shall constitute a quorum; but supposing there was a quorum present at such convention, your committee have only the sworn statement of one person, Dr. M. D. Fassett, of those present, that he was a delegate, we have no oral or other evidence that the *modus operandi* of forming a convention, or so much of the law as is required to form a convention, was followed; or whether the call itself was regular. Nor does it appear that there was a majority of the delegates chosen present. The omission to supply this evidence, seems, to your committee, a very serious one on the part of the contestee; and we are loth to ask the Senate to overlook it and thereby establish a very dangerous precedent.

It appears from the minutes of this so called prohibition convention held at Nashville Sept. 30, 1892, that William Parmenter and Walter Webster were elected to act as "the senatorial committee for the ensuing two years; and we are of the opinion that the law already quoted requires such committee to certify within twenty days of any election, named in section 1 of act No. 190, to the names of candidates nominated at this so-called prohibition convention. Absolutely there is no evidence that they ever made any such certificate to the board of election commissioners, that they ever held a meeting, or even took any action toward nominating or naming a candidate. What is claimed by the contestee is, that the chairman and secretary of the county committee made a certificate addressed to the judge of probate, as chairman of the board of election commissioners of Barry and Eaton counties, certifying as follows:

*"To the Honorable, the Judge of Probate and Board of Election Commissioners, etc.:*

"The undersigned, chairman and secretary respectively of prohibition party committee of the fifteenth senatorial district of Michigan, would respectfully inform and certify to and through you to the board of election commissioners of your county, that at a convention of said party regularly called and held, the following named persons were duly placed in nomination as candidates within said district for the several officers named; that is to say, Milton F. Jordan for State Senator in and for the fifteenth senatorial district of Michigan.

"The names of the said several persons nominated as herein set forth for the said several offices are hereby certified to you as those to be printed on the official ballot to be used and voted at the general election to be held in the State of Michigan on Tuesday, the eighth day of November, 1892, in connection with and as part of the prohibition party ticket, pursuant to the provisions of act No. 190, public acts of Michigan, approved July 3, 1891.

"(Signed)

MATTHEW C. WOODMANSEE, *Chairman.*

CHARLES H. THOMAS, *Secretary.*

"Dated Hastings, Mich., October 15, 1892."

Just here we discover what we think is a fatal error, and one which would justify this Senate in refusing to continue the Hon. Milton F. Jordan in holding the seat he now occupies, as State Senator from the fifteenth senatorial district of Michigan. Section 10 of act No. 190 directs and requires that: "It shall be the duty of the State, district or county committee of each political party to forward to the board of election commissioners of each county not less than twenty days prior to any election" named in section 1 of this act, the "names of all candidates nominated at any regularly called convention." Now, as noticed before, the minutes of the so-called prohibition convention, held at Nashville, elected Dr. William Parmenter and Walter Webster as the senatorial committee for the ensuing two years, and the term of office of their successors had by this act of the convention been duly closed, and Messrs. Parmenter and Webster were the proper and legal authorities to make and forward the certificate above quoted, instead of Mathew C. Woodmansee and Charles H. Thomas.

This fact ought to have been known by or made known to the board of election commissioners, whose duty it was to receive the certificate. This is an error, and an inexcusable one, and in the minds of the committee was cognizant to the said Milton F. Jordan. We found no defense of such error, and therefore we cannot consent to its admission as an unintentional one. Just here we are referred to the recent decision of the Supreme Court, in which it was stated that "as a general rule the provisions of law relating to the manner of conducting elections will not be held so far mandatory as that a departure from the rule will result in the disfranchisement of a district or a class of voters or of a defeat of a candidate, *himself free from fraud*, except in cases where the legislative intent that such departure shall have such effect is clearly and unequivocally expressed."

We believe Mr. Jordan to have had knowledge of this fraud, error or irregularity, and we desire to call his attention and the attention of the Senate to the following, quoted from the decision of the supreme court, referred to: "The question presented is whether the voter who votes a ticket appearing upon the official ballot duly certified by legal authority



can be disfranchised by the failure of the election commissioners to comply strictly with the statute; and whether a candidate who is shown to have participated in any fraud, can be defeated of his election on the same ground."

The Supreme Court further holds that "irregularities which do not tend to affect results are not to defeat the will of the majority." This irregularity certainly does affect the result of that ballot. Whether mistakenly or purposely, the gentlemen who made this certificate, certified to a state of facts which were untrue. Nor was it true, as a matter of fact, that at a regularly called convention of said party said Milton F. Jordan was duly placed in nomination as candidate for Senator in the fifteenth senatorial district, the record disclosing the very serious fact that *the convention adjourned without making any such nomination*. Conceding for the sake of argument—but not conceding as a matter of law—that Matthew C. Woodmansee, as chairman and Charles H. Thomas, as secretary of the prohibition county committee of Barry county, would have the right to nominate a candidate as Senator without calling their committee together, we have seen that that they had no authority to make such certificate, and that it was false in fact. While perhaps the board of election commissioners had no power to go behind such certificate, or question its truthfulness or legality—it being sufficient in form—no such rule as that is binding upon the Senate. The Senate is at liberty to go back of the certificate and to inquire whether or not it was made by the proper officers and whether the statements contained in it were true or false.

Your committee regard the provisions of act No. 190 of the public acts of 1891, as just and reasonable and well intended, if carefully followed, to accomplish the purpose set forth in its title, viz.: "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State. Some of its provisions may appear somewhat technical, but when carefully studied, will be found well devised to protect the people against the trickery and deception upon the part of those to whom they have intrusted power as their representatives. Under the system established by that statute, political conventions are in a sense the lawful representatives of the people, who intrust to them grave responsibilities affecting their suffrages, and who have a right to insist upon a strict regard being paid by such representatives to all the provisions of law intended to secure them against fraud and deception. The people cannot generally take part in naming their candidates for public office, and must, under the law, delegate that power to conventions; and such conventions if allowed to deal fraudulently with the people, may impose upon them candidates whom they would be unwilling to support.

We do not charge that the gentlemen who certified to the nomination of the said Milton F. Jordan intentionally aimed to deceive the electors, but the impression we receive is that their act of certifying to the name and nomination of said Jordan was by them known to be in his interest.

The committee present the following conclusions:

1. That no person can be a candidate for any office named in act No. 190, election laws of 1891, unless and until he has been "nominated by a regularly called convention," of a political party.
2. That political conventions in this State are construed by section 5 of chapter 325, pp. 3824 and 3825, Howell's annotated statutes, vol. 3, to be those held by any political party, organization or association, or delegates



therefrom; and when called to act upon or perform the duties named in section one of said chapter, cannot delegate those duties.

3. Every convention assembled under the provisions of chapter 325 and public act No. 190, cannot convene until it is regularly called to meet.

4. Votes cast for any candidate, not nominated at a regularly called convention of a political party, are illegal and should not be counted.

5. That the meeting held by the four persons in the office of Walter Webster in the village of Nashville, Sept. 30, 1892, purporting to be a regularly called convention of the prohibition party, was not a convention of that or any party, recognized by the statutes.

6. That there was no candidate for State Senator nominated at that meeting.

7. That that meeting had no right to make any nomination, or delegate its power to make any nomination.

8. That said Milton F. Jordan was not nominated for the office of State senator at any regularly called convention of the prohibition party.

9. That all votes cast for him, as the nominee of such convention for the office of State Senator were and are void.

10. That Samuel M. Wilkins was nominated for the office of State Senator for the fifteenth senatorial district of the State of Michigan by and at, a regularly called convention, held in said district, of a known political party.

11. That Samuel M. Wilkins received a majority of the legal votes cast at the general election held November 8, 1892, for the office of State Senator in and for the fifteenth senatorial district of Michigan.

12. That the nomination of Milton F. Jordan was not properly or legally certified to the board of election commissioners in said county.

Your committee, therefore, recommend that Milton F. Jordan be declared not entitled to a seat in this Senate as Senator from the Fifteenth Senatorial district of Michigan; and that Samuel M. Wilkins be and is hereby declared the Senator from said Fifteenth Senatorial district of Michigan.

Respectfully submitted.

C. F. GIBSON,  
*Chairman.*  
EDWIN G. FOX,  
GEO. A. STEELE,  
*Committee.*

Report accepted.

On motion of Mr. Gibson,

The report was adopted.

Mr. Burt presented the report of the minority of the select committee, which, by unanimous consent, was received and ordered spread upon the Journal as follows:

*Lansing, Mich., Feb. 6, 1893.*

*To the Honorable Senate of the State of Michigan:*

As the minority of the special committee to whom was referred the protest of Samuel M. Wilkins, and the answer of the said Milton F. Jordan, relative to the right of the latter gentlemen to represent, as Senator in this body, the fifteenth senatorial district of Michigan, the undersigned would most respectfully beg leave to submit the following as a minority report, and their reasons for dissenting from the views expressed by a majority of

the special committee. With the hope that the facts and reasons herein presented will command not only your careful attention, but an impartial verdict, they relieve themselves of any effort or purpose to create in your minds or the minds of the people of the State of Michigan, an impression which bears upon its face neither right, justice, nor reason.

They recognize the absolute power of the Legislature to decide upon the legality and the completeness of the qualifications of its members, and hold themselves as loyal to the rights and dignities of the Senate as any member now or ever on its floor. But they cannot yield to that policy which will usurp the rights of the people, disfranchise them of their votes, or place this august body as a "Star Chamber" of political tyranny and partisan supremacy. They do not say that this has been done, or that it will be done, but efforts are directed, and right here and now they ask this Senate to direct its efforts toward avoiding such humiliation and disgrace, and to bear in mind the momentous thought that what other Senates have done, or may do, is no concern of this body.

In the sittings of the committee it developed that the grounds relied upon by the majority, in support of the claim of Mr. Samuel M. Wilkins, were:

First, That said Milton F. Jordan was fraudulently before the people of the Fifteenth Senatorial district, as a candidate for the office of State Senator, in and for said district.

Second, That he was not a member nor the nominee of the political party known as the prohibition party in said district.

Third, That said Milton F. Jordan did not receive the nomination for said office at the hands of any regularly called convention of said party.

Fourth, That said Milton F. Jordan was not entitled to the votes that were cast for him as such nominee.

Fifth, That the convention held at Nashville on the 30th of September, 1892, was not the convention of the prohibition party, and was not at all a regularly called convention.

Sixth, That said convention was not organized and did not conduct its business according to law.

Seventh, That said convention closed its session without completing the business for which it was called.

Eighth, That without authority or warrant of law it transferred or delegated its power or right to transact and complete a certain specific right and duty—that is to say, that of nominating or placing in nomination the name of some person to be voted for as the nominee of the prohibition party for the office of State Senator.

Ninth, That said Samuel M. Wilkins was nominated by a regularly called convention of the republican party.

Tenth, That said Samuel M. Wilkins received a majority of the legal votes cast for the office of State Senator, in and for the fifteen senatorial district of Michigan, on the 8th day of November, 1892.

Eleventh, That said Samuel M. Wilkins is entitled to a seat in this Senate, as the duly elected Senator, in and for the fifteenth senatorial district of the State of Michigan.

Twelfth, That said Milton F. Jordan did not receive a majority of the legal votes cast on the 8th day of November, 1892, for the office of State Senator, in and for the fifteenth senatorial district of the State of Michigan.

Thirteenth, That said Milton F. Jordan is not entitled to a seat in this

Senate, as Senator from the fifteenth senatorial district of the State of Michigan.

Now if the Senate pleases, the positions taken by the majority of the committee in their report favoring the seating of Mr. Samuel M. Wilkins, and against the retention of the seat now held by the Honorable Milton F. Jordan, are not such as the facts and proofs in the case would warrant. The evidence before the committee, as presented by Mr. Samuel M. Wilkins, and the answer of the Honorable Milton F. Jordan, appearing in the Legislative Journal of Wednesday, January 4, pages 3, 4 and 5, and of January 18, pages 98 to 103 inclusive, and the accompanying documents and oral testimony given during the session of the committee, present an array of facts absolutely as favorable to the contestee as they are positively contradictory to, and non-supporting to the claims of the contestant; and we ask your careful reference to, and consideration of the same. Believing they are not of vital importance, we concede the correctness of the contestant's allegations, numbers 1, 2, 3, 6 and 7. As to allegation number 5, page 3 of the Journal, the contestee makes an emphatic denial of its truth and correctness. The contestant alleges (paragraph 8 of his petition) "that at a regularly called democratic convention held in the city of Hastings some time in the summer of 1892, but at what particular date your petitioner is unable to say, Milton F. Jordan, of Middleville, received the nomination for prosecuting attorney for Barry county." This the contestee admits as true, but asserts (answer number 8) that he "then and there emphatically and repeatedly stated to the convention that he would not accept such nomination, and that he never at any time after said convention, considered himself the nominee of said convention, for the said office of prosecuting attorney for Barry county."

In the answer of said Milton F. Jordan, and in the deposition of Mr. W. O. Lowden (Exhibit H, Journal page 101) there is a denial and positive proof to the contrary of the assertion of the contestant, that it was "agreed by and between said Milton F. Jordan and said William O. Lowden, or other parties acting in their interest, or for them at their request, that said Jordan should decline the nomination for prosecutor on the Democratic ticket, and have the name of said Lowden substituted therefor, and said Lowden in return would have the name of said Jordan placed on the prohibition ticket for State Senator." Hence we deny this allegation of fraud, or fraudulent agreement on the part of said Milton F. Jordan, and our denial is based rather on the deposition of said W. O. Lowden (Exhibit I) than on the statement made by the said Jordan.

Mr. Lowden testifies "he never had any conversation whatever with said Milton F. Jordan, as to said Jordan declining the nomination for prosecuting attorney and in return therefor, receiving the nomination on the prohibition ticket for State Senator." To our minds this conclusively removes the charge of fraud on the part of Mr. Jordan in securing the nomination of State Senator, on the prohibition ticket. As to the question as to whether Mr. Jordan was fraudulently before the people, and as to whether he was unknown as a candidate of the prohibition party for the office of State Senator, of the fifteenth senatorial district, the following evidence is submitted: Mr. M. F. Cook, proprietor of the "Hastings Banner," a republican newspaper published in Hastings, Mich., testified before the special committee, in answer to the questions propounded by Mr. Jordan, to wit: "You are familiar with the fact that my name was

placed on the prohibition ticket of the fifteenth senatorial district last fall?

A. Yes, sir.

Q. State to the committee what you know, and have reason to believe as to the fact of notices to prohibitionists of that district, and to the fact of my name being placed on their ballot?

A. The first notice I got was from Dr. Wilkins. We passed the word to many republican workers to call the attention of the prohibitionists to the fact that Mr. Jordan's name was there.

Q. Was it not generally and thoroughly noticed that my name was on the prohibition ticket?

A. Yes, sir.

Paragraph 11 of the contestant's petition (Journal page 3) informs us: "That the prohibition senatorial convention of the fifteenth senatorial district was called to meet on the 30th day September, 1892, in the village of Nashville, in the law office of Walter Webster."

Mr. Webster testifies (Exhibit A, Journal page 4) that he was "present at the senatorial convention of the prohibition party held at the law office of Webster & Mills, in the village of Nashville, Barry county, on the 30th day of September, 1892, for the purpose of putting in nomination a candidate for the office of State senator, for the prohibition party in the fifteenth senatorial district of Michigan." Mr. Webster testifies (Exhibit A, Journal page 5) that the minutes of said convention read as follows: "Meeting called to order and Webster elected chairman. Moved and carried that the county committee of Barry county be empowered to name the candidate for State Senator." This duty was performed strictly in accordance with the sense and purpose of the motion adopted, as will be seen by the following extract from the answer of the Hon. Milton F. Jordan (Exhibit J, Journal page 103) which reads as follows: "To the honorable, the judge of probate for the county of Barry, and chairman of the board of election commissioners of said county:

The undersigned, chairman and secretary respectively, of the prohibition party committee of the fifteenth senatorial district of Michigan, would respectfully inform and certify to and through you, to the board of election commissioners of your county, that at a convention of said party, regularly called and held, the following named persons were duly placed in nomination as candidates within said district for the several offices named, that is to say, Milton F. Jordan for State Senator in and for the fifteenth senatorial district of Michigan.

(Signed)

MATTHEW C. WOODMANSEE, *Chairman.*

CHARLES H. THOMAS, *Secretary.*

Dated Hastings, Mich., October 18, 1892.

These same gentlemen, acting still in their official capacity of chairman and secretary, respectively, of the prohibition party committee of the fifteenth senatorial district, also made a similar certificate (Exhibit C, Journal, page 5), certifying to the judge of probate and the chairman of the board of election commissioners of Eaton county to the nomination of the said Hon. Milton F. Jordan. There can be no question but that these proceedings were legal and in accordance with law and dispose of the claim that Mr. Jordan was fraudulently or collusively placed upon the ticket of the prohibition party as the candidate of that party. There is no evidence of any concealment of this fact. But it may be urged that the convention was not regularly called.

There is no evidence to the contrary, nor can it be held that it was not regularly constituted because there were only four persons present at and forming it.

If the Senate pleases, political conventions, like political parties, are the creations of the people; their life is given by the people; their offices cease at the will of the people, and so transitory is their life that their functions are scarcely exercised ere their duties have ceased and become mere political memories.

They are founded upon no governmental law, given no organic law, and only create for themselves a temporary system for the conduct of their affairs and temporary rules defining and regulating the performance of their duties. Thus a few men may today call a political party into existence and tomorrow may dissolve it; they may be its only constituents; may proceed to promulgate its principles and purposes, and as long as their acts are not the acts of usurpation, are not disloyal or treasonable to government, riotous in intent and action or dangerous to peace and human liberty, there is no moral or civil law to dissipate their existence, abridge their rights or prevent their deliberations.

They may come together and act each for all, and all for all, and may conduct their business as it pleases them. The four men who met at Nashville on the 30th day of September, 1892, had a perfect right to form a convention of the prohibition party in their senatorial district, and their meeting was certainly regular and in accordance with Sec. 5, chapter 325, page 3825, Howell's annotated statutes, which construes such a meeting as one held by "a political party, organization, association, or delegates therefrom," for the purpose of "choosing candidates for office, the election of delegates to other conventions, or of electing officers of any such political party, organization or association." And it must be assumed in the eyes of the law that these four men were legally sufficient to form and conduct such convention. There is no statutory law defining the number which shall constitute even a quorum of a convention, other than a majority of those present. The power of the four gentlemen, as constituents of such convention, belonged to themselves and their party; they had a perfect right to empower each other, or delegate power to the prohibition senatorial committee, to unite or divide it, or to empower others to perform it or aid or assist them in performing or executing it.

Their will or their pleasure, or either or both, was at their command for disposal. They did dispose it properly and legally, by declaring others to be their servants in performing the very act they themselves were empowered to do, that of naming a candidate for State Senator in and for the fifteenth senatorial district of the State of Michigan, for and on behalf of the prohibition party. There was no special order, command or instruction given, further than to name such candidate.

They themselves had no instructions to select any particular person, having particular views, or views particular to the principles and purposes of the prohibition party, or to exact from any such person who might be selected, any particular or peculiar promises or pledges.

We do not assert by this that a person holding opposite views was to be chosen; they had no right to expect that the person selected would support them, but it was reasonable to presume that he would. The candidate selected, the Hon. Milton F. Jordan, seems to have squarely and honorably placed himself favorably before them, and met their desires. The officials who were empowered to place his name before the party as



the party's candidate, did so do, and authorized the Eaton county chairman and secretary to withdraw the name of said candidate, as will be seen by the following (Journal, page 5, Exhibit D):

VERMONTVILLE, Mich., Oct. 28, 1892.

The regular delegated authorities who were instructed to nominate a candidate for Senator in the fifteenth district, consisting of Eaton and Barry counties, do hereby authorize the Eaton county chairman and secretary to withdraw the name of Milton F. Jordan from their ticket unless he makes a public declaration that he is a political prohibitionist prior to Oct 29, 5:00 p. m.

(Signed)

M. C. WOODMANSEE.

The *condition* of my signature is that Mr. Jordan shall have a fair chance to make his *declaration of political* standing. The declaration of of Mr. Jordan was as follows (Journal, page 103), (Exhibit A): "I hereby agree, in case I am indorsed by the prohibitionists of Barry and Eaton counties as State Senator, and am elected, that I will endeavor and work to secure whatever temperance legislation the prohibitionists of said counties may request of me, and will introduce and work for the passage of any bill tending to temperance legislation that the prohibitionists of said counties may request me to, and will also take such action and vote on the local option law now in force as my constituents may deem best. And will, to the utmost of my ability, work and vote for any bill which may come before the State Legislature tending to advance the interests of temperance.

M. F. JORDAN.

Showing conclusively that Mr. Milton F. Jordan complied with all the conditions placed upon him by the committee and members of the prohibition party. And we must deny that either the contestant or the majority of the committee have produced any proof whatever that the contestee or any member, or members, of the prohibition party, practiced or were guilty of any fraud. The majority of the committee fail to point out to your honorable body how or wherein any irregularity or mistake occurs, *but if any mistake or irregularity appears*, it does not seem to be intentional, and the minority of your committee, believing that they performed their duty well and served their constituency best, maintain that it is the duty of the Senate to protect the interests of the electors of this State; hence they demand that it yield respect to the opinions of the Supreme Court, and thus throw around the people a protection of their sacred and inalienable right of expressing their choice of who shall be their public servants through the instrumentality of the ballot.

Even if there be any irregularity charged on the part of the authorities whose duty it is to certify to the names, and to prepare and place upon the legal ballots those who are to be balloted for, it is now a well established principle of law, that the innocent voter is not to suffer thereby. Our supreme court tells us in unmistakable language and with a force that cannot be resisted, that a voter who votes a ticket which appears upon an official ballot, duly certified by legal authority *cannot be disfranchised* by the *innocent mistake or irregularity of such authorities*. The court holds further, that an elector is not to be deprived of his vote, either by *mistake* or *fraud*, if his intention can be ascertained with reasonable certainty; it even says, "to hold otherwise would be to give more effect to the *letter* of the law, than to its *manifest purpose*; that irregularities which do not tend



to *effect* results is not to *defeat* the *will* of the majority—even the will of the majority is to be respected, when *irregularly expressed*.”

We submit to your honorable body what seems to us, this important fact; that although the tickets were in the hands of the election committee, open for inspection for ten days previous to their being printed, neither the contestant nor the prohibition senatorial committee of Eaton county made any protest to the name of Milton F. Jordan being placed on the ticket; that this neglect is conclusive in our minds that the proceedings were considered by them to be regular, and there had been no fraud perpetrated; that contesting the seat of Mr. Milton F. Jordan was an after-thought of the *would-be-chairman*, Dr. Parmenter. We would also call your attention to the fact that this election board which placed the name of Mr. Milton F. Jordan upon the official ballot, were all republicans who were opposed to him, and if there had been any protest in proper form, it is fair to suppose that his name would not have been printed. Having *failed* to make this protest at the proper time, they *cannot* now come in and claim the right of the contestant to a seat through fraud or irregularity in the proceedings.

And we further claim, that when the election committee placed this ballot in the hands of an innocent voter, no irregularities can be urged against it. We think the testimony fully bears us out in saying, that Dr. Parmenter, a staunch republican-prohibitionist, favoring said republican party, is the party having trumped up all the charges of irregularity; that neither the prohibition party nor even the contestant, ever believed there was any irregularity in the certifying to the name of said Milton F. Jordan, until these charges were brought forward by this rank republican-prohibitionist. There is no doubt but the officers of election may be liable to punishment by the directory provisions of a statute, yet the people are not to suffer on account of the default of their agents. Thus we show the tenability and correctness of the propositions we present in behalf of the contestee to wit: That the prohibition convention which assembled at the office of Walter Webster in the village of Nashville, on the 30th day of September, 1892, was a *regular* political convention of said prohibition party.

That said convention had the power to name, or *designate* the *instrumentality* which should name a candidate for the office of State Senator, for and in behalf of said prohibition party. That said instrumentality, *as empowered by said convention*, did properly and legally name and designate the Hon. Milton F. Jordan, of the village of Middleville, Michigan, as the candidate for said office of State Senator, for the fifteenth senatorial district of Michigan.

That the nomination of the said Milton F. Jordan was duly certified according to law.

That said nomination, or the securing of said nomination, was without fraud or deceit, or any irregularity on his part, the part of the convention, or any member or members of the prohibition party of said senatorial district.

That said Milton F. Jordan received 6,947 of the votes cast for the office of State Senator in the fifteenth senatorial district of Michigan at said election, and said Samuel M. Wilkins received 6,621 of the votes cast for said office, making a clear, legal and rightful majority of votes cast for said Milton F. Jordan for State Senator for the fifteenth senatorial district of

Michigan of 326, and he is entitled to, and should receive all the benefits of the votes so cast for him in said district.

That the election committee of said district had a *quasi* legal duty to perform which was completed when, in their judicial capacity, they passed upon the legality of the ballot placed in their hands and gave to it the first breath of life, thus making legal all the votes so cast at this election; which should remain counted for the contestee and not disfranchise the large number of voters as you propose doing, if the petition of the contestant shall prevail.

That the testimony shows conclusively that it is impossible for anyone to estimate or fix the number of prohibition votes cast at said election in either Barry or Eaton county. In view of all these facts, the minority of your special committee offer the following resolution, to wit:

*Resolved*, That the protest of Samuel M. Wilkins be and is hereby dismissed.

That Milton F. Jordan was duly elected as Senator in the State Legislature from the fifteenth senatorial district of the State of Michigan, at the election held therein on the 8th day of November, 1892, and that the said Milton F. Jordan is entitled to a seat in this Senate.

W. R. BURT,  
HARVEY MELLEN.

Mr. Fox offered the following substitute, for the resolution offered by the minority of the committee:

*Resolved*, That Milton F. Jordan was not elected as Senator in the State Legislature, from the fifteenth senatorial district of the State of Michigan, and that he is not entitled to a seat in this body.

On which Mr. Fox demanded the yeas and nays.

The question then being on agreeing to the substitute offered by Mr. Fox,

Mr. Turnbull moved that the Senate adjourn,

On which Mr. Weiss demanded the yeas and nays.

The motion to adjourn then did not prevail, by yeas and nays, as follows:

#### YEAS.

|          |             |            |    |
|----------|-------------|------------|----|
| Mr. Burt | Mr. Gilbert | Mr. Mellen |    |
| Champion | Hopkins     | Morrow     |    |
| Clapp    | Hough       | Mugford    |    |
| Clark    | Jewell      | Turnbull   |    |
| Doran    | Jordan      |            | 14 |

#### NAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Crane       | Gibson     | Sabin      |    |
| Earle       | McGinley   | Steel      |    |
| Flehiem     | McLaughlin | Weiss      |    |
| Fox         |            |            | 16 |

On motion of Mr. Pierce,

The Senate took a recess until 8 o'clock p. m.

## AFTER RECESS.

8 o'clock p. m.

The Senate met and was called to order by the President.

A quorum present.

The Senate resumed the consideration of the following resolution:

*Resolved*, That Milton F. Jordan was not elected as Senator in the State legislature in the fifteenth senatorial district of the State of Michigan and that he is not entitled to a seat in this body.

Being the substitute offered by Mr. Fox to the resolution offered by the minority of the select committee.

Pending the consideration of which Mr. Barnard moved the previous question.

Which motion was supported.

The question then being, "Shall the main question now be put?"

Mr. Doran demanded the yeas and nays.

The previous question was then ordered, a majority of the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Pascoe     |    |
| Burt        | Gibson     | Pierce     |    |
| Crane       | Hough      | Sabin      |    |
| Earle       | Jewell     | Steel      |    |
| Fleishem    | McGinley   | Weiss      |    |
| Fox         | McLaughlin |            | 20 |

## NAYS.

8

|              |             |             |
|--------------|-------------|-------------|
| Mr. Champion | Mr. Gilbert | Mr. Mugford |
| Clark        | Jordan      | Turnbull    |
| Doran        | Morrow      |             |

The question then being on agreeing to the substitute offered by Mr. Fox, namely:

*Resolved*, That Milton F. Jordan was not elected as Senator in the State Legislature from the fifteenth senatorial district of the State of Michigan, and that he is not entitled to a seat in this body.

The substitute was then agreed to, a majority of the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Crane       | Gibson     | Sabin      |    |
| Earle       | Jewell     | Steel      |    |
| Fleishem    | McGinley   | Weiss      |    |
| Fox         | McLaughlin |            | 17 |

## NAYS.

0

|          |           |            |    |
|----------|-----------|------------|----|
| Mr. Burt | Mr. Doran | Mr. Mellen |    |
| Champion | Gilbert   | Morrow     |    |
| Clapp    | Hopkins   | Mugford    |    |
| Clark    | Hough     | Turnbull   | 12 |

The question then being on the adoption of the resolution as substituted, the same was adopted, a majority of the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Crane       | Gibson     | Sabin      |    |
| Earle       | Jewell     | Steel      |    |
| Fleishem    | McGinley   | Weiss      |    |
| Fox         | McLaughlin |            | 17 |

## NAYS.

|          |           |            |    |
|----------|-----------|------------|----|
| Mr. Burt | Mr. Doran | Mr. Mellen |    |
| Champion | Gilbert   | Morrow     |    |
| Clapp    | Hopkins   | Mugford    |    |
| Clark    | Hough     | Turnbull   | 12 |

Mr. Steel offered the following resolution:

*Resolved*, That Samuel M. Wilkins was duly elected as Senator in the State Legislature from the fifteenth senatorial district of the State of Michigan at the election held therein in November, 1892, and that the said Samuel M. Wilkins is entitled to a seat in this body.

On which motion Mr. Steel demanded the yeas and nays.

After some time spent in the consideration of the resolution,

Mr. Barnard moved the previous question;

Which motion was supported,

The question then being

Shall the main question now be put?

Mr. Doran demanded the yeas and nays.

The previous question was then ordered, a majority of the Senators voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Crane       | Gibson     | Sabin      |    |
| Earle       | Jewell     | Steel      |    |
| Fleishem    | McGinley   | Weiss      |    |
| Fox         | McLaughlin |            | 17 |

## NAYS.

|          |             |            |    |
|----------|-------------|------------|----|
| Mr. Burt | Mr. Gilbert | Mr. Morrow |    |
| Champion | Hough       | Mugford    |    |
| Clark    | Mellen      | Turnbull   |    |
| Doran    |             |            | 10 |

The question then being on the adoption of the resolution declaring Samuel M. Wilkins duly elected as Senator in the State Legislature from the fifteenth senatorial district and entitled to a seat in this body.

The resolution was adopted, a majority of the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Crane  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Gibson  
Jewell  
McGinley  
McLaughlin

Mr. Pasco  
Pierce  
Sabin  
Steel  
Weiss

17

## NAYS.

Mr. Burt  
Champion  
Clapp  
Clark

Mr. Doran  
Gilbert  
Hough  
Mellen

Mr. Morrow  
Mugford  
Turnbull

11

Mr. McLaughlin moved that the president appoint a committee of three to escort Samuel M. Wilkins to the president's desk, that he might take the constitutional oath of office.

Which motion prevailed and the president announced as such committee, Messrs. McLaughlin, Gibson and Steel.

The committee performed the duty assigned them and Samuel M. Wilkins took and subscribed the constitutional oath of office and entered upon the discharge of his duties as Senator from the fifteenth senatorial district.

By unanimous consent the committee on State Prison were excused from tomorrow's session.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 82 (file No. 13), entitled

A bill to amend sections 3, 4, 21, 38, 45 and 46 of an act entitled "An act to reincorporate the village of Schoolcraft," approved March 12, 1869, as revised by act No. 396 of the local acts of 1875,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 49 (file No. 48), entitled

A bill to amend section 4 of article IV of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Railroads.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 14. 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 167 (file No. 53), entitled

A bill to amend section 10 of chapter 150 of the compiled laws of 1871, being compiler's section 5660 of Howell's annotated statutes relative to deeds and conveyances as amended by act No. 112 of the public acts of 1891,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

#### NOTICES.

Mr. Weiss gave notice that some future day he would ask leave to introduce

A bill to amend sections 42, 43 and 44 of chapter 11 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, and the acts amendatory thereof.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend sections numbered 7 and 15 of an act entitled "An act supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city," and to repeal act No. 374 of the local acts of 1879, entitled "An act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit, and through portions of the townships of Hamtramck, Greenfield and Springwells in the county of Wayne," approved May 21, 1879, approved May 8, 1889, and to add a new section to said act, approved May 8, 1889, to stand as section No. 31.

Mr. Weiss gave notice that at some future day he would ask leave to introduce



A bill for the discontinuance of causes pending in courts of record of this State for want of prosecution.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of St. Johns.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill to prevent the use of fictitious copartnership names except in certain cases and to prescribe a penalty for the violation of the provisions of this act.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill to amend "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business" being act No. 205 of the session laws of 1887, approved June 21, 1887 as amended by act No. 257 of the session laws of 1889 approved July 31, 1879, as amended by act No. 10 of the session laws of 1891, approved February 18, 1891.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill for the appointment of a register for the probate court for the county of St. Clair.

Mr. Gibson gave notice that at some future day he would ask leave to introduce

A bill relative to contributory negligence, and to provide for the submission of the same as a question of fact to the jury.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to provide for the sale and conveyance of the property of depopulated school districts in this State, and to provide for the disposition of the proceeds of such sales.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill making appropriations for the current expenses of the State Normal School, for the years one thousand eight hundred and ninety-three and one thousand eight hundred and ninety-four.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Standish, Arenac county, and to provide for the election of necessary officers.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A bill to establish a State Normal School at Bay City and to make an appropriation therefor.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A bill to detach the township of Gibson from Bay county and attach it to Arenac county.

Mr. Clapp gave notice that some future day he would ask leave to introduce

A bill to determine and fix the liability of corporations, other than municipal, for injuries to employes and to extend the liability of such corporations in certain cases.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to amend sections 11 and 15 of act No. 187 of the public acts of 1887, relative to the incorporation of coöperative mutual benefit associations and to define their powers and duties.

Mr. Crane notice that at some future day he would ask leave to introduce

A bill to create a board of managers for the Michigan Asylum for Insane Criminals, to prescribe their duties and powers, and to vest the management and control of such asylum in said board, and to repeal all laws that conflict with the provisions of this act.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to bring the Lake Shore & Michigan Southern Railroad Company and the railroad and property and business now owned or controlled by said company in this State, within the scope and operation in all respects of the general railroad laws of this State, and to repeal all acts inconsistent with this act, and to designate a board to adjust any claim for damages which may be made against this State on account of the repeal aforesaid.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to bring the Michigan Central Railroad Company and the railroad and property and business now owned or controlled by said company in this State, within the scope and operation in all respects of the general railroad laws of this State, and to repeal all acts inconsistent with this act, and to designate a board to adjust any claim for damages which may be made against this State on account of the repeal aforesaid.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to provide for the maintenance, management and control of the Michigan School for the Blind, and to repeal all laws inconsistent herewith.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to provide a central board of inspectors for the Michigan State Prison at Jackson, to prescribe its duties and powers, and to repeal all acts and parts of acts in conflict with the provisions of this act.

#### INTRODUCTION OF BILLS.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 146, entitled

A bill making appropriations for the State Board of Fish Commissioners for the year ending June 30, 1894, and the year ending June 30, 1895.

The bill was read a first and second time by its title and referred to the committee on Fisheries.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 147, entitled

A bill to repeal act No. 207 of the public acts of 1889, entitled "An act to prohibit the manufacture, sale, keeping for sale, giving away or furnish-

ing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquors or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties of this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties, after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties and to provide for penalties and rights of action in case of its violation," approved June 29, 1889.

The bill was read a first and second time by its title and referred to the committee on Liquor traffic.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 148, entitled

A bill to regulate charges for the transmission and delivery of telegraph messages within the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 149, entitled

A bill to provide for the election of inspectors of mines and the appointment of their deputies, in certain cases, to prescribe their powers and duties, and to provide for their compensation and to repeal all acts or parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title, and referred to the committee on Mines and mining.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 150, entitled

A bill to amend section 4 of act No. 113 of the session laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores, or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, the same being section 4079 of Howell's statutes.

The bill was read a first and second time by its title, and referred to the committee on Mines and mining interests.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 151, entitled

A bill relating to the liability of employers for personal injuries sustained by their employés.

The bill was read a first and second time by its title and referred to the committee on Labor.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 152, entitled

A bill relative to contributory negligence, and to provide for the submission of the same as a question of fact to the jury.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 153, entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Deaf and to repeal all laws inconsistent herewith.

The bill was read a first and second time by its title and referred to the committee on Institution for Deaf and Dumb.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 154, entitled

A bill to authorize the city of Grand Haven to raise money to be used toward the construction of a court house therein for the county of Ottawa in excess of the amount of its *pro rata* tax.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 155, entitled

A bill to amend section 27 of chapter 1 of act No. 243 of the laws of 1881, being an act entitled "An act to revise and consolidate the laws relative to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, as amended by act number 166 of the public acts of 1883, approved June 6, 1883, further amended by act number 231 of the public acts of 1889, approved July 1, 1889, being compiler's section number 1322, vol. 3, of Howell's annotated statutes of this State.

The bill was read a first and second time by its title and referred to the committee on Roads and bridges.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 156, entitled

A bill making appropriations for the Reform School for the years eighteen hundred and ninety-three and eighteen hundred and ninety-four.

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Mugford, previous notice having been given and leave being granted, introduced

Senate bill No. 157, entitled

A bill to legalize and make valid certain township bonds issued by the township of Pentwater, in the county of Oceana.

The bill was read a first and second time by its title and referred to the committee on Towns and counties.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 158, entitled

A bill to reorganize the sixth, sixteenth and twenty-fourth judicial circuits of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 159, entitled

A bill to create the thirty-fourth judicial circuit, and to provide for the holding of courts therein.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 160, entitled

A bill for the incorporation of charitable and benevolent institutions, and to provide for the indenturing or apprenticing and guardianship of children under its care, and to enable such corporations to receive and apply all such gifts, grants, devises, bequests, loans and advances, and accept and execute all such trusts as shall be made for such purposes.

The bill was read a first and second time by its title and referred to the committee on Religious and benevolent societies.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 161, entitled

A bill to amend section 5 of act No. 80 of the session laws of 1881, entitled "An act to amend sections 5 and 6 of chapter 105 of the compiled laws of 1871, relative to charitable societies," being compiler's sections 3040 and 3041, approved April 9, 1881, and being section 4588 of Howell's annotated statutes, by increasing the amount of property, such corporation may take by gift, purchase or devise, from \$100,000 to \$500,000.

The bill was read a first and second time by its title and referred to the committee on Religious and benevolent societies.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 162, entitled

A bill to amend act No. 261 of the session laws of 1865, entitled "An act to provide for the incorporation of Presbyterian churches," approved March 18, 1865, being chapter 172 of title 16 of Howell's annotated statutes, by adding one new section thereto, to stand as section 10, to authorize corporations organized thereunder to use, under certain circumstances and restrictions, a part of their property for secular purposes.

The bill was read a first and second time by its title and referred to the committee on Religious and benevolent societies.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 163, entitled

A bill to provide a general law under which corporations may be formed to carry on institutions for the treatment of disease and for instruction therein and in hygiene.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

By unanimous consent, the Senate took up the order of

## MOTIONS AND RESOLUTIONS.

Mr. Sabin moved to reconsider the vote by which the resolution was adopted declaring Samuel M. Wilkins elected as Senator from the fifteenth senatorial district, and entitled to a seat in this body,

Pending which,

Mr. Barnard moved that the motion to reconsider made by Mr. Sabin be indefinitely postponed,

On which Mr. Doran demanded the yeas and nays.

The motion to indefinitely postpone then prevailed, a majority of the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |           |                |     |
|-------------|-----------|----------------|-----|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |     |
| Brundage    | French    | Pascoe         |     |
| Burt        | Garvelink | Pierce         |     |
| Crane       | Gibson    | Sabin          |     |
| Earle       | Jewell    | Steel          |     |
| Fleishem    | McGinley  | Weiss          | 18. |

## NAYS.

|           |             |           |   |
|-----------|-------------|-----------|---|
| Mr. Doran | Mr. Gilbert | Mr. Hough | 3 |
|-----------|-------------|-----------|---|

Mr. Weiss offered the following resolution:

*Resolved*, That the use of the Senate chamber be given the joint committee of Cities and villages of the Senate and Municipal corporations of the House, Thursday evening next, beginning at 7 o'clock,

Which resolution was adopted.

Mr. McLaughlin offered the following resolution:

*Resolved*, That the President of the Senate be authorized to audit voucher in favor of Milton F. Jordan for the sum of \$150 for expenses incurred in his contest,

Which resolution was adopted.

By unanimous consent the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Industrial Home for Girls:

The committee on Industrial Home for Girls, to whom was referred Senate bill No. 118, entitled

A bill making appropriations for the State Industrial Home for Girls for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

On motion of Mr. Fox,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.



*Lansing, Wednesday, February 15, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 37. By Mr. Gilbert: Petition of George P. Cobb, H. H. Hatch, Fatis Calt, A. P. Lyons and others, asking for a favorable consideration of a bill to increase the salary of the probate judge of Bay county.

On motion of Mr. Gilbert,

The petition was ordered spread on the Journal, as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

We, the undersigned citizens and taxpayers of Bay county, do most respectfully petition your honorable body to take into favorable consideration and enact into a law a bill now before you, entitled "A bill to fix the salary of the Probate Judge of Bay county," said bill being intended to increase the salary of said official as now fixed under the general law from fifteen hundred dollars to twenty-five hundred dollars, for the following reasons, viz.:

Because Bay county has largely increased in population since the passage of said general law in 1881, and the business of the probate court has increased in a corresponding ratio from that cause; and

Because the cities of Bay City and West Bay City being large industrial centers and the headquarters of commerce and trade of great proportions, there has been a great accumulation of property and wealth, the administration of which to a great extent comes within the province of the probate court further adding to the business of said court in a much larger proportion than what is due merely to the natural increase in population; and

Because the duties of said judge are being continually added to by the enactment of laws providing for the discharge of certain functions not strictly within the scope of probate business proper, such as the duties required of him as chairman of the board of election commissioners inspection of jails, etc.

That owing to the above causes the constant attention and supervision of the probate judge is required at all times in said court to the exclusion of all other business; and that said court is practically in continual session.

That the salary of said judge of probate is entirely inadequate and considerably less than that received by any other county official, and believing the proposed measure for increasing said salary is a meritorious one, we do most respectfully petition you to enact said bill into a law. And your petitioners will ever pray, etc.

George P. Cobb,  
H. H. Hatch,  
E. A. Cooley,  
A. P. Lyon,

P. C. Arney,  
Edw. E. Anneke,  
A. McDonell,  
Joseph J. Warrington,

T. F. Shepard,  
 T. E. Webster,  
 T. E. Kinnane,  
 J. L. Stoddard,  
 C. L. Collins,  
 T. A. E. and J. C. Weadock,  
 D. Mangan,  
 H. M. Gillett,  
 M. L. Courtright,  
 J. E. Simonson,  
 E. L. Carrington,  
 Fred. S. Norris,  
 Joseph Turner,  
 John Donovan,  
 Chas. Erualm,  
 F. P. Browne,  
 Henry Gilbert,  
 C. V. Plummer,  
 F. C. Finkenshtadt,  
 Chancy H. Stevens,  
 John Mulholland,  
 Frank L. Wands,  
 Orrin Bump,  
 Wm. F. Jennison,  
 M. J. Bialy,  
 G. H. Schindehette,  
 C. A. Winterhalter,  
 Geo. D. Jackson,  
 A. M. Miller,  
 Augustus Elias,  
 O. A. Marsac,  
 Wm. Keith,  
 J. W. McGraw,  
 James B. Shearer,  
 G. Henry Shearer,  
 James Shearer,  
 Ed. Krocnok,  
 Frank Fitzhugh,  
 I. C. Thompson,  
 W. G. Merritt,

S. P. Fezner,  
 Henry Lindner,  
 G. H. Francis,  
 A. M. Haynes,  
 F. A. Wolcott,  
 Curtis E. Pierce,  
 Jno. M. Martz,  
 Edward W. Porter,  
 Jos. P. Haffey,  
 Isaac A. Gilbert,  
 W. O. Cliff,  
 Geo. H. Tonny,  
 Sam'l Raiclan,  
 Chas. Schurmann,  
 John Drake,  
 Thomas McCormick,  
 Ernst Frank,  
 H. A. Gustin,  
 J. E. Hawkins,  
 Wm. M. Gunn,  
 Charles Glaser,  
 E. C. Hargrave,  
 W. D. Holmes,  
 P. L. Wirth,  
 Gus Swaby,  
 Chas. Fitzhugh, Jr.  
 R. O. Crump,  
 Stephen Swart,  
 Geo. A. Allen,  
 C. E. Jennison,  
 S. V. Wilkin,  
 E. L. Dunbar,  
 T. A. Delzell,  
 J. W. Cupit,  
 William A. Young,  
 Danl. A. Marshall,  
 Fred Hertz,  
 William V. Prybeski,  
 R. W. Swin.

Referred to the committee on Counties and townships.

No. 38. By Mr. Doran: Communication of A. O. Crozier relative to the sale of tax lands.

On motion of Mr. Doran,

The communication was ordered spread on the Journal as follows:

*Hon. Peter Doran, care Sta'e Senate, Lansing, Mich.:*

DEAR SIR—Referring to our conversation a few days ago on the street here in which you suggested that I write you at Lansing the substance thereof, and that you would call the attention of the Judiciary committee of the Senate to the matter:

The general tax law passed by the last Legislature seems to have repealed

the provision of the old law under which the State had the right after a certain time to sell lands bid off by it for taxes for one-fourth of the total accumulated tax against the land. This was a mistake and I think an oversight, for it results in keeping thousands of acres of Michigan land tied up and out of the hands of actual settlers who cannot afford to pay the full tax, as in many instances it is much more than the value of the land.

I shall be obliged to you if you will give this matter somewhat of your attention, and hope your efforts may result in restoring this wise provision of the old law.

Very respectfully yours,

A. O. CROZIER.

Referred to the committee on Taxation.

Mr. Turnbull asked leave to present a protest signed by himself, against the action of the Senate yesterday in declaring Milton F. Jordan not elected as Senator from the fifteenth senatorial district, and in declaring Samuel M. Wilkins elected as Senator from said district, which protest Mr. Turnbull asked to have spread upon the Journal.

The President held that under the constitution any Senator may dissent from and protest against any action of the Senate and have the reason of his dissent entered on the Journal, but that the protest offered by Mr. Turnbull was out of order as reflecting on the honor of the Senate.

Mr. Morrow appealed from the decision of the chair, on the ground that the ruling was contrary to the constitutional guarantee.

The question being, shall the decision of the chair stand as the judgment of the Senate,

Mr. Brundage moved the previous question,

Which motion was supported.

Mr. Doran demanded the yeas and nays.

The question then being shall the main question now be put?

The previous question was ordered, a majority of the senators present voting therefor by yeas and nays as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Pierce |    |
| Brundage    | Jewell        | Sabin      |    |
| Champion    | McGinley      | Sawyer     |    |
| Crane       | McLaughlin    | Steel      |    |
| Fleishem    | Mears         | Weiss      |    |
| Fox         | Morrow        | Wilkins    |    |
| French      | Pascoe        |            | 20 |

#### NAYS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Mellen |   |
| Clark    | Gilbert   | Mugford    | 6 |

The decision of the chair was then ordered to stand as the judgment of the Senate, a majority of the senators present voting therefor by yeas and nays as follows:

#### YEAS.

|             |               |            |
|-------------|---------------|------------|
| Mr. Barnard | Mr. Garvelink | Mr. Pierce |
| Brundage    | Jewell        | Sabin      |
| Crane       | McGinley      | Sawyer     |

Mr. Fleshiem  
Fox  
French

Mr. McLaughlin  
Mears  
Pascoe

Mr. Steel  
Weiss  
Wilkins 18

## NAYS.

Mr. Burt  
Champion  
Clark

Mr. Doran  
Gilbert  
Mellen

Mr. Morrow  
Mugford  
Turnbull 9

No. 39. By Mr. Weiss: Communication from Detroit council of trades and labor unions, relative to the Moore electric light bill.

On motion of Mr. Weiss,

The communication was ordered spread on the Journal.

*To the Senators and Representatives of Detroit:*

At a regular meeting of the council of trades and labor unions, a central body composed of fifty separate unions representing 10,000 organized workingmen, held on Thursday, February 9, a resolution was unanimously adopted requesting you to vote for the Moore electric light bill and also for the bill now pending in reference to the closing of barber shops on Sunday.

Yours respectfully,

PHILIP A. LOERSCH, *Secretary.*

H. D. LINDLEY, *President.*

Referred to the committee on Cities and villages.

No. 40. By Mr. Mugford: Petition of Pentwater citizens regarding the bill to legalize and make valid certain township bonds issued by the township of Pentwater, Oceana county.

Referred to committee on Cities and villages.

No. 41. By Mr. Gilbert: Petition of the common council of Bay City asking for the passage of a bill to raise seventy-five thousand dollars for the purpose of defraying the cost of erecting a new city hall.

Referred to a committee on Cities and villages.

No. 42. By Mr. Gilbert: Resolution of the common council of Bay City relative to interest of city hall bonds.

On motion of Mr. Gilbert,

The resolution was spread on the Journal as follows:

*Resolved*, That the recorder be and he is hereby directed to notify our representatives in the State Legislature that we deem it for the best interest of the city that the city hall bonds bear interest at not more than four per cent instead of not more than five per cent, as heretofore recommended.

Referred to the committee on Cities and villages.

REPORTS OF STANDING COMMITTEES

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 51, entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Liquor traffic:

The committee on Liquor traffic, to whom was referred

House bill No. 94 (file No. 10), entitled

A bill to prohibit engaging in the business of selling, keeping for sale, offering, selling, furnishing, giving away or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors upon the waters within the jurisdiction of this State, lying outside the boundaries of any city, village or township, and to provide a penalty therefor, together with common jurisdiction of certain counties in relation thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Liquor traffic:

The committee on Liquor traffic to whom was referred

Senate bill No. 130, entitled

A bill to amend Sec. 1 of act No. 31 of the public acts of the year 1887 (Howell's statutes, Sec. 1894 s), entitled "An act to prohibit the maintenance of saloons or places of entertainment in which intoxicating liquors are sold and to prohibit the sale or giving away of intoxicating liquor within one mile of the Soldiers' Home,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 121, entitled

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, in the State of Michigan, and to organize the township of Dafter, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from further consideration of the subject.

R. E. FRENCH,  
*Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies to whom was referred

Senate bill No. 69 (file No. 19), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations, as amended by act No. 60 of the public acts of 1891, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 7 of said act,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, recommending that the bill do pass and ask to be discharged from the further consideration of the subject.

J. W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clark  
Crane  
Doran  
Fleishem  
Fox  
French  
Garvelink

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss  
Wilkins

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages to whom was referred

House bill No. 168, entitled

A bill to incorporate the Village of Addison in Lenawee county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOS. M. WEISS, *Chairman.*

The question being on concurring in the amendment made by the committee to the bill,

On motion of Mr. Weiss,

The Senate concurred and the bill was so amended.

On motion of Mr. Morrow,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays; as follows:

## YEAS.

|             |             |               |    |
|-------------|-------------|---------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Pascoe    |    |
| Brundage    | Hough       | Pierce        |    |
| Burt        | Jewell      | Sabin         |    |
| Clark       | McLaughlin  | Sawyer        |    |
| Crane       | Mears       | Steel         |    |
| Fleishem    | Mellen      | Turnbull      |    |
| Fox         | Morrow      | Weiss         |    |
| Garvelink   | Mugford     | Wilkins       |    |
| Gilbert     |             | <del>25</del> | 25 |

## NAYS.

0

Title agreed to.

On motion of Mr. Morrow,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 116 (file No. 44), entitled

A bill to amend section 4 of act No. 280 of the local acts of 1883, entitled "An act relative to justices' courts in Detroit," as amended, being compiler's section 7091 *g* of third Howell's annotated statutes of Michigan for the years 1883-1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. French | Mr. Mugford |    |
| Brundage    | Garvelink  | Pascoe      |    |
| Burt        | Gilbert    | Pierce      |    |
| Champion    | Hopkins    | Sabin       |    |
| Clapp       | Jewell     | Sawyer      |    |
| Clark       | McGinley   | Steel       |    |
| Crane       | McLaughlin | Turnbull    |    |
| Doran       | Mears      | Weiss       |    |
| Fleishem    | Mellen     | Wilkins     |    |
| Fox         | Morrow     |             | 29 |

## NAYS.

0

Title agreed to.

On motion of Mr. McLaughlin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 94, entitled

A bill to incorporate the village of Deckerville, in the county of Sanilac,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McLaughlin,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Doran  
Fox  
French  
Garvelink

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss  
Wilkins

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages to whom was referred

Senate joint resolution No. 9, entitled

A joint resolution proposing an amendment to section 9, article 14, of the constitution of this State, relative to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |             |
|-------------|---------------|-------------|
| Mr. Barnard | Mr. Garvelink | Mr. Mugford |
| Brundage    | Gilbert       | Pascoe      |
| Burt        | Hopkins       | Pierce      |
| Champion    | Hough         | Sabin       |
| Clapp       | Jewell        | Sawyer      |
| Crane       | McGinley      | Steel       |
| Doran       | Mears         | Turnbull    |
| Fleishem    | Mellen        | Weiss       |
| Fox         | Morrow        | Wilkins     |
| French      |               |             |

28  
0

## NAYS.

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect the joint resolution was ordered to take immediate effect.

The following is the joint resolution:

**JOINT RESOLUTION** proposing an amendment to section 9, article 14, of the constitution of this State, relative to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand river.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to section 9, article 14, of the constitution of this State, be and the same is hereby proposed, to read as follows:

**SEC. 9.** The State shall not be a party to, or interested in any work of internal improvement, nor engaged in carrying on any such work, except in the expenditure of grants to the State of land or other property: *Provided, however,* That the Legislature of the State, by appropriate legislation, may authorize the city of Grand Rapids to issue its bonds for the improvement of the navigation of Grand river.

*Be it further resolved,* That said amendment shall be submitted to the people of this State at the next spring election, on the first Monday in April, in the year one thousand eight hundred and ninety-three, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, at least twenty days prior to said election, and the said sheriffs are required to give the several notices required by law for general elections, and the several townships and cities in this State shall prepare suitable boxes for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed on his ballot the words:

"Amendment to the constitution relative to authorizing the city of Grand Rapids to issue its bonds for the improvement of the navigation of Grand river—Yes." And each person voting against said amendment shall have on his ballot in like manner: "Amendment to the constitution relative to authorizing the city of Grand Rapids to issue its bonds for the

improvement of Grand river—No.” The ballots shall in all respects be canvassed and returns made as in general elections of State officers.

By the committee on Education and public schools:

The committee on Education and public schools to whom was referred Senate bill No. 99, entitled

A bill to provide for the adoption of a uniform system of text books for all the public schools in this State, and to create a board of commissioners for the purpose of securing for use in the common schools of the State of Michigan a series of text books; defining the duties of certain officers with reference thereto, making appropriation therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, repealing all laws in conflict herewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. W. HOPKINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Barnard moved to take from the table

Senate joint resolution No. 7 (file No. 6), entitled

Joint resolution requesting the senate and house of representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States providing for the election of United States senators on a general ticket by the people of each state,

Which motion prevailed.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Clark moved to amend the same so as to read as follows:

WHEREAS, The house of representatives of the United States congress has recently proposed an amendment to the constitution of the United States providing for a change in the manner of selecting United States senators by the people of the several states, which said proposed amendment is now pending before the United States senate, and action is likely to be speedily had thereon by that body; and

WHEREAS, We believe such a change to be in accordance with the trend of advancing public sentiment on the subject; therefore be it

*Resolved* (the House concurring), That the senators in congress from this State be and are hereby requested to aid by vote and influence in the adoption by the United States senate of the resolution pending proposing such amendment, and that the Secretary of the senate be directed to forward immediately to each of the United States senators from this State a duly authenticated copy of this resolution; also to forward such copy to the secretary of the senate of each state whose legislature is now in session, with a request that the same be laid before such legislature immediately;

Which motion was not seconded by a majority of the Senators present.

The question being on the passage of the joint resolution,

Mr. Turnbull moved that there be a call of the Senate.  
Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Champion and McGinley.

On motion of Mr. Barnard,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. McGinley at the bar of the Senate.

On motion of Mr. Fleshier,

Mr. McGinley was admitted within the bar, was excused, and took his seat.

The Sergeant-at-Arms announced Mr. Champion at the bar of the Senate.

On motion of Mr. Turnbull,

Mr. Champion was admitted within the bar, was excused, and took his seat.

The joint resolution was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |          |            |    |
|-------------|----------|------------|----|
| Mr. Barnard | Mr. Fox  | Mr. Morrow |    |
| Brundage    | French   | Mugford    |    |
| Burt        | Gilbert  | Sabin      |    |
| Champion    | Hough    | Sawyer     |    |
| Clapp       | Jewell   | Steel      |    |
| Clark       | McGinley | Turnbull   |    |
| Doran       | Mears    | Wilkins    |    |
| Fleshier    | Mellen   |            | 23 |

NAYS.

|           |                |            |   |
|-----------|----------------|------------|---|
| Mr. Crane | Mr. McLaughlin | Mr. Pierce |   |
| Garvelink | Pascoe         | Weiss      |   |
| Hopkins   |                |            | 7 |

Title agreed to.

On motion of Barnard,

By a vote of two-thirds of the Senators elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Barnard,

All further proceeding under the call were dispensed with.

COMMUNICATIONS FROM STATE OFFICERS.

The President announced the following:

STATE OF MICHIGAN,  
ATTORNEY GENERAL'S OFFICE,  
*Lansing, February 13, 1893.* }

*To the Honorable the Senate of the State of Michigan:*

GENTLEMEN—A copy of the preamble and resolution passed by your honorable body on February 8, 1893, relative to the non-compliance of

certain railroads with act No. 123, of the session laws of 1891, and in which you state "That there are at least two railroads in this State that are now operating and paying taxes under the provisions of special charters granted in 1846, which were by reason of the passage of act No. 123, brought under the provisions of the general law, and should have paid taxes under said general law from and after the first day of July, 1892, and should, under the provisions of said general law, have carried passengers at two cents per mile," and "That the Auditor General and the Attorney General of this State are hereby requested to furnish the Senate, at as early date as possible, all information in their possession, why said railroads have not been compelled to comply with the provisions of act No. 123 and the general laws governing the operations of railroads in this State," is received and considered.

I have examined act No. 123 of the public acts of 1891, and, if you are right in your conclusion of law and fact that "two railroads in this State organized under special charters were, by reason of the passage of act No. 123, brought under the provisions of the general law" then, in such case, such railroads would be liable to pay a tax from the first day of July, 1892, according to the terms of said act. I should conclude that the reason they have not paid the tax is, that the statement on which earnings are based would not be filed in the office of Commissioner of Railroads until on or after April 1, 1893, and the tax would not be due until July 1, 1893. The statement filed April 1, 1893, embraces all the earnings for 1892.

So far as the question of reduction of transportation is concerned, that, assuming that the roads to which you refer are controlled by the general law, would depend upon two things:

*First*, The earnings of the road per mile;

*Second*, The notification by the Commissioner of Railroads after the filing of the report on which the decreased rate is based.

Subdivision 9, section 9, of article 2 of the general railroad laws, so far as it relates to this matter, reads as follows: "That in the future, whenever the earnings of any company doing business in this State, as reported to the Commissioner of Railroads at the close of any year shall increase so as to equal or exceed the sum of *two thousand or three thousand dollars per mile* of road operated by said company, then in such case said companies shall thereafter, *upon the notification of the Commissioner of Railroads*, be required to only receive as compensation for the transportation of any passenger or his and her ordinary baggage not exceeding in weight one hundred and fifty pounds, a rate of two cents and a half, or two cents per mile, as hereinbefore provided."

Hence, I must reply: That so far as the question of tax is concerned no tax would be due from such railroads under the general law until they are duly assessed this year.

*Second*, The question of transportation, and the proceedings to control the same, are by the statute expressly placed in charge of the Railroad Commissioner.

If the report of any road doing business under the general law shows that it is earning the necessary amount, the law makes plain the duty of the commissioner in the premises.

No complaint has been made to this office by the Commissioner of Railroads concerning the matters to which your resolution relates, and I regret that I am unable to give you any definite information as to any steps the



commissioner may have taken concerning any road where report shows that it is subject to the provisions concerning the reduced rates.

Respectfully submitted,

A. A. ELLIS,  
*Attorney General*

The communication was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 14, 1893.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the Board of State Auditors be instructed to sell at public auction the folding beds in the State Capitol building, belonging to the State of Michigan, as soon as practicable,

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The concurrent resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 14, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 36, entitled

A bill to authorize the township of Grant, in the county of Iosco, Michigan, to borrow money upon its bonds to pay a judgment entered on its bonds issued for the Tawas and Grant plank road,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 15, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 326, entitled

A bill to amend act No. 47 of local acts of 1882, for the relief of the Washtenaw County Agricultural and Horticultural society and to repeal

act No. 297 of local acts of 1883, entitled "An act to amend an act entitled 'An act for the relief of the Washtenaw County Agricultural and Horticultural society,'"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference to a committee,

On motion of Mr. Clark,

The rules were suspended, two-thirds of all the Senators present voting therefor and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Mugford    |    |
| Burt        | Gilbert    | Pascoe     |    |
| Champion    | Hopkins    | Pierce     |    |
| Clapp       | Hough      | Sabin      |    |
| Clark       | Jewell     | Sawyer     |    |
| Crane       | McGinley   | Turnbull   |    |
| Fleishem    | McLaughlin | Weiss      |    |
| Fox         | Mears      | Wilkins    | 27 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Clark,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### NOTICES.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill authorizing the judge of probate of the county of St. Clair to appoint a register prescribing his powers and duties and fixing his compensation.

Mr. Sabin gave notice that at some future day he would ask leave to introduce

A bill to authorize the destruction of infected clothing, bedding, etc., and to provide for compensation therefor by the township, city or village.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill to provide a board of jury commissioners for the county of St. Clair and the manner of selecting jurors to serve in the circuit court for said county and to prescribe their duties and fix their compensation and to punish violations of the act.

Mr. Champion gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act No. 140 laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," approved June 2, 1883, as amended by act number 98 public acts of 1891, being compiler's section 2287 of Howell's annotated statutes, and to add a new section thereto to stand as section 15 of said act.

Mr. Crane gave notice that at some future day he would ask leave to introduce

A bill to amend section 19 of act number 79 of the laws of 1873, being an act entitled "An act to provide for the appointment of a Commissioner of Railroads and to define his powers and duties and fix his compensation," approved April 10, 1873, being compiler's section 3303 of Howell's annotated statutes of this State.

Mr. Fleshier gave notice that at some future day he would ask leave to introduce

A bill to authorize the city of Menominee in the State of Michigan, in conjunction with the city of Marinette in the state of Wisconsin, or the counties of Menominee in the State of Michigan, and Marinette in the state of Wisconsin, or either or any of them jointly or severally, to build a bridge across the Menominee river, and to authorize the citizens of said municipalities to build such bridge.

Mr. Fleshier gave notice that at some future day he would ask leave to introduce

A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873, the same when so executed and filed, to relate back to the date of said original plat and have the same effect as through said original plat had been executed and acknowledged by her before being so first filed.

Mr. Fleshier gave notice that at some future day he would ask leave to introduce

A bill to authorize the county of Menominee to aid in the construction of a bridge across the Menominee River.

Mr. Fleshier gave notice that at some future day he would ask leave to introduce

A bill to authorize the township of Mellen in the county of Menominee to aid in the construction and maintenance of a bridge across the Menominee River.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to amend Sec. 8 of act 168 of the laws of 1857, as amended by act 139 of the laws of 1865, relative to the incorporation of villages by boards of supervisors, being Sec. 2990 of Howell's annotated statutes.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to amend Sec. 1 of act 182 of the laws of 1891, relative to the payment of a franchise fee by corporations.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to vacate the township organization of Clifton, in the county of Keweenaw, State of Michigan, and attach the territory thereof to the township of Allouez.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend the village charter of the village of Vassar, in the county of Tuscola.

Mr. Pascoe gave notice that at some future day he would ask leave to introduce

A bill to provide a board of inspectors for the control and management of the branch of the State prison at Marquette, and to repeal all acts or parts of acts in conflict therewith.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section one of chapter seven of an act entitled "An act granting and defining the powers and duties of incorporated villages, approved April first, 1875, as amended by act No. 52 of the session laws of 1883, entitled 'An act to amend section one of chapter seven of an act entitled 'An act granting and defining the powers and duties of incorporated villages,' " approved April 20, 1883, the same being section 2847 of Howell's annotated statutes.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to amend sections 9 and 10 of act No. 276, session laws of 1889, as amended by act No. 152 session laws of 1891, entitled an act for the preservation of game.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Boyne Falls in Charlevoix county, Michigan.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the City of Port Huron.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to create and establish two appellate courts, within the State of Michigan and to define their powers and duties.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to provide for and authorize the construction and maintainance of a dam across the Chippewa river at the village of Isabella city in the township of Union in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works, and to generate electricity, and for other purposes.

On motion of Mr. Crane,

Leave of absence was granted to the committee on the Institution for the Deaf and Dumb from tomorrow's session.

#### INTRODUCTION OF BILLS.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 164, entitled

A bill to reincorporate the city of Holland.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 165, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Holland," being amendatory of an act entitled an act to incorporate the city of Holland, approved March 25, 1867, approved March 23, 1871, which became a law April 2, 1873, approved April 1, 1875, as subsequently amended.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 166, entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Blind, and to repeal all laws inconsistent herewith.

The bill was read a first and second time by its title and referred to the committee on School for the Blind.

Mr. Steel, previous notice having been given and leave being granted, introduced

Senate bill No. 167, entitled

A bill to incorporate the city of St. Johns.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Steel, previous notice having been given and leave being granted, introduced

Senate bill No. 168, entitled

A bill to amend "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business" being act No. 205 of the session laws of 1887, approved June 21, 1887, as amended by act No. 257 of the session laws of 1889, approved July 31, 1879, as amended by act No. 10 of the session laws of 1891, approved February 18, 1891.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Gilbert, previous notice having been given and leave being granted, introduced

Senate bill No. 169, entitled

A bill to establish a State Normal School at Bay City and to make an appropriation therefor.

The bill was read a first and second time by its title and referred to the committee on State Normal School.

Mr. Clapp, previous notice having been given and leave granted, introduced

Senate bill No. 170, entitled

A bill to determine and fix the liability of corporations, other than municipal, for injuries to employes, and to extend the liability of such corporations in certain cases.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 171, entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on State Normal School.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No 172, entitled

A bill to amend sections 11 and 15 of act No. 187 of the public acts of 1887, relative to the incorporation of coöperative mutual benefit associations and to define their powers and duties.

The bill was read a first and second time by its title and referred to the committee on Religious and benevolent societies.

#### GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Hopkins to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House joint resolution No. 1 (file No. 1), entitled

Joint resolution for the relief of Mrs. Sophia Brewer of Saginaw, Mich.

Senate bill No. 48 (file No. 51), entitled

A bill to amend Sec. 23 of act No. 103 of the public acts of 1879, entitled "An act to amend Secs. 23, 42 and 46 of act No. 194 of the session laws of 1877, being 'An act to provide for the organization, regulation and management of the asylums for the insane, and effectually to provide for the care, maintenance and recovery of the insane,'" approved May 22, 1877.

Senate bill No. 59 (file No. 55), entitled

A bill to amend sections one and two of act No. 145 of the laws of Michigan, of the year 1891, entitled "An act authorizing the board of managers of the Michigan Soldiers' Home to sell certain real estate now belonging to the State of Michigan, and to apply the proceeds of such sale to the improvement of grounds of that institution," aproved June 19, 1891.

Senate bill No. 60 (file No. 56), entitled

A bill to amend Act No. 249 of the session laws of 1889, entitled "An act relating to the admission of insane members of the Michigan Soldiers' Home to the insane asylums of this State, and to their support at such asylums," approved July 3, 1889.

Senate bill No. 122(file No. 58), entitled

A bill to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.



## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 4 (file No. 49), entitled

A bill to prohibit the issuing to, or the receiving or using by any member of the Legislature any pass, mileage book or free transportation of any kind on any railroad in this State,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

S. W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

The first named joint resolution and bills were placed on the order of third reading of bills.

On motion of Mr. Hopkins,

The Senate concurred in the amendments made to the second named bill by the committee.

The bill was placed on the order of third reading of bills.

Mr. Weiss, by unanimous consent, offered the following resolution:

*Resolved*, That the Senate will receive the gift of a full length portrait in oil of Honorable Jay A. Hubbell, and that the Board of State Auditors be requested to hang the portrait in the Senate chamber on the wall in front of the desk formerly occupied by Mr. Hubbell, when a member of the Senate, to remain there as one of the permanent furnishings of the chamber, and the property of the State;

Which resolution was unanimously adopted.

Mr. Barnard moved that the committee of the whole be discharged from the consideration of

Senate bill No. 85 (file No. 50), entitled

A bill to authorize the State board of agriculture to hold institutes and to establish courses of reading and lectures for the instruction of citizens of this State in the various branches of agriculture, and making an appropriation therefor,

Which motion prevailed.

On motion of Mr. Barnard,

The bill was referred to the committee on Finance and appropriations.

Mr. Hopkins asked consent of the Senate to be relieved from the chairmanship of the committee on Education and public schools, in order that the President might have a chairmanship at his disposal to which to appoint Senator Wilkins.

Which request was granted.

Mr. Clapp asked consent to be released from the chairmanship of the committee on Reformatory at Ionia for the same reasons.

Which request was not granted.

On motion of Mr. Pierce,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Thursday, February 16, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Gibson and McGinley

On motion of Mr. Garvelink,

Mr. Crane was excused until Monday's session.

On motion of Mr. Sabin,

Mr. McGinley was granted leave of absence until Monday's session.

On motion of Mr. Earle,

Mr. Gibson was granted leave of absence until Monday's session.

Mr. Turnbull moved that that part of the Senate Journal of yesterday, page 307, which reads "Mr. Turnbull asked leave to present a protest," etc., be corrected so as to read "Mr Turnbull presented a protest," etc.;

Which motion prevailed, and the Journal was ordered to be so corrected.

#### REPORTS OF STANDING COMMITTEES

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 36, entitled

A bill to authorize the township of Grant, in the county of Iosco, Michigan, to borrow money upon its bonds to pay a judgment entered on its bonds issued for the Tawas and Grant plank road.

Also,

Concurrent resolution instructing the Board of State Auditors to sell at public auction the folding beds in the State capitol building.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 105 (file No. 24), entitled

A bill to reincorporate the city of Ironwood, in the county of Gogebic, and add territory thereto, and to repeal all acts and parts of acts inconsistent therewith,

Respectfully report that they have had the same under consideration, and have directed me to report back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |            |
|-------------|---------------|------------|
| Mr. Barnard | Mr. Garvelink | Mr. Pascoe |
| Brundage    | Hopkins       | Pierce     |
| Burt        | Hough         | Sabin      |
| Champion    | Jewell        | Sawyer     |
| Clark       | McLaughlin    | Steel      |
| Doran       | Mears         | Turnbull   |
| Earle       | Mellen        | Weiss      |
| Flehiem     | Morrow        | Wilkins    |
| Fox         | Mugford       |            |

26

## NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 181, entitled

A bill to detach certain territory from the township of Portage, in the county of Houghton, and annex the same to the village of Houghton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |            |
|-------------|---------------|------------|
| Mr. Barnard | Mr. Garvelink | Mr. Pascoe |
| Brundage    | Hopkins       | Pierce     |
| Burt        | Hough         | Sabin      |
| Champion    | Jewell        | Sawyer     |
| Clark       | McLaughlin    | Steel      |
| Doran       | Mears         | Turnbull   |
| Earle       | Mellen        | Weiss      |
| Flehiem     | Morrow        | Wilkins    |
| Fox         | Mugford       |            |

26

## NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Military affairs:

The committee on Military affairs, to whom was referred  
Senate joint resolution No. 8, entitled

A joint resolution for the relief of Fred C. Harvey, private of company D, 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops at Camp Winans, Island lake, Michigan, August 23, 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MEARS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Reform School:

The committee on Reform School, to whom was referred

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan" as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

Respectfully report that they have had the same under consideration, and have directed me to re-report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHARLES L. BRUNADGE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following :

EXECUTIVE OFFICE,  
*Lansing, February 15, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 19 (manuscript), being

An act to provide for the appointment of an assistant prosecuting attorney for St. Clair county, and to prescribe his duties and fix his compensation.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 15, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 147 (file No. 67), entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Banks and corporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 170 (file No. 60), entitled

A bill making it a misdemeanor for any person to willfully and maliciously use obscene and insulting language toward another and in the presence of such other person of such a nature as is calculated to provoke such other person or persons to commit an assault or assault and battery, or other breach of the peace, and to provide a penalty therefor,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

#### NOTICES.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill empowering the Board of State Auditors to sell at public auction lots 13, 14 and 15 of the Board of State Auditors subdivision of block 115, city of Lansing, and to cover the proceeds of such sale into the State treasury to the credit of the general fund.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill authorizing the village of St. Johns to borrow money for purpose of paving streets and constructing sewers.

Mr. Steel gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 290 of the session laws of 1867, entitled "An act to incorporate the village of St. Johns" and the acts amendatory thereto.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Grosse Pointe Park in the county of

Wayne, and for that purpose to detach certain territory from the village of Grosse Pointe.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to amend section 55 of act number 205 of the public acts of this State for the year A. D. 1887, entitled "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business," approved June 21, 1887.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to amend section one of act number 96 of the public acts of 1891 relative to the appointment, compensation and duties of a stenographer for the counties composing the twenty-third judicial circuit.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to appropriate twenty-five thousand dollars to erect and equip a building for physical education and training at the State Normal School at Ypsilanti.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to provide for the assessment of property and the levy and collection of taxes thereon, for the return and sale of all lands delinquent for taxes, for the continuing of liens for taxes heretofore or hereafter levied and to repeal all acts and parts of acts contravening the provisions of this act.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to provide for the taxation of property, the manner of assessment thereof, for levying and collecting taxes thereon, making such taxes a lien on the lands taxed, and providing for establishing and continuing such lien, and for the sale and conveyance of lands heretofore or hereafter delinquent, and to repeal all laws in conflict with this act.

Mr. Earle gave notice that at some future day he would ask leave to introduce

A bill to allow the use of the "Rhines" vote recorder in elections held in this State.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A joint resolution authorizing the Governor to issue a commission to Frank D. Baldwin as lieutenant colonel of the 19th Michigan Infantry to date from May 15, 1865.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to reorganize the fifth judicial circuit and to create and organize the thirty-fourth judicial circuit.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend sections 6522c' and 6522d' of 3d Howell's statutes, being sections 1 and 9 of act No. 225 of the public acts of 1887, entitled "An act to provide for the appointment, fix the compensation and prescribe the duties of the stenographers of the circuit courts for the counties of Calhoun, Barry and Eaton, now comprising the fifth judicial circuit," approved June 23, 1887.



Mr. Mellen gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Warren in the township of Warren, Macomb county.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, 1867, by adding one new section thereto, to stand as section 7.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to provide for the appointment, to prescribe the duties and to fix the compensation of the stenographer for the 34th judicial circuit.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to establish, regulate and maintain a Normal School in the Upper Peninsula.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to authorize the common council of any incorporated city within the limits of this State, or for the board of trustees of any incorporated village therein to make contracts for lighting parks, alleys and other public places within its corporate limits.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of Dearborn, Wayne county.

Mr. Mellen gave notice that at some future day he would ask leave to introduce

A bill empowering the Governor and Board of State Auditors to authorize the rebuilding or repair of any building owned by the State of Michigan which may at any time be destroyed or damaged by fire, explosion or other accident, and the purchase of property to take the place of any property of the State lost, damaged or destroyed by any such fire or accident, and making a contingent appropriation therefor.

Mr. Burt gave notice that at some future day he would ask leave to introduce

A bill to provide a legal and uniform system of computing interest and discount.

Mr. Sawyer gave notice that at some future day he would ask leave to introduce

A bill to allow the village of Ontonagon in the county of Ontonagon to issue bonds to the amount of thirty thousand dollars for the purpose of building water works and an electric lighting plant.

Mr. Burt gave notice that at some future day he would ask leave to introduce

A bill to authorize cities and villages to regulate and control the drivers of hacks and other vehicles, and the runners, porters and criers of hotels and boarding houses, at railroad premises, and to limit them to stands or places in certain cases, and to pass necessary ordinances and punish violations thereof.

Mr. Burt gave notice that at some future day he would ask leave to introduce

A bill to amend section 27 of an act, entitled "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business," approved June 21, 1887.

#### INTRODUCTION OF BILLS.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 173, entitled

A bill to amend sections 42, 43 and 44 of chapter 11 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, and the acts amendatory thereof.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 174, entitled

A bill to amend sections numbered 7 and 15 of an act entitled "An act supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city," and to repeal act No. 374 of the local acts of 1879, entitled "An act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit, and through portions of the townships of Hamtramck, Greenfield and Springwells in the county of Wayne," approved May 21, 1879, approved May 8, 1889, and to add a new section to said act, approved May 8, 1889, to stand as section No. 31.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and villages.

Mr. Winans, previous notice having been given and leave being granted, introduced

Senate bill No. 175, entitled

A bill for the discontinuance of causes pending in courts of record of this State for want of prosecution.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Pascoe, previous notice having been given and leave being granted, introduced

Senate bill No. 176, entitled

A bill to provide a board of inspectors for the control and management of the branch of the State Prison at Marquette, and to repeal all acts or parts of acts in conflict therewith.

The bill was read a first and second time by its title and referred to the committee on House of Correction at Marquette.

Mr. Champion, previous notice having been given and leave being granted, introduced

Senate bill No. 177, entitled

A bill to amend section 1 of act No. 140 laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," approved June 2, 1883, as amended by act number 98 public acts of 1891, being compiler's section 2287 of Howell's annotated statutes, and to add a new section thereto to stand as section 15 of said act.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 178, entitled

A bill to authorize the destruction of infected clothing, bedding, etc., and to provide for compensation therefor by the township, city or village.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. French, previous notice having been given and leave being granted, introduced

Senate bill No. 179, entitled

A bill authorizing the judge of probate of the county of St. Clair to appoint a register prescribing his powers and duties and fixing his compensation.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. French, previous notice having been given and leave being granted, introduced

Senate bill No. 180, entitled

A bill to provide a board of jury commissioners for the county of St. Clair and the manner of selecting jurors to serve in the circuit court for said county and to prescribe their duties and fix their compensation and to punish violations of the act.

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 181, entitled

A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873, the same when so executed and filed, to relate back to the date of said original plat and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed.

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 182, entitled

A bill to authorize the city of Menominee, in the State of Michigan in conjunction with the city of Marinette in the state of Wisconsin, or the counties of Menominee in the State of Michigan, and Marinette in the state of Wisconsin, or either or any of them jointly or severally, to build a bridge across the Menominee river, and to authorize the citizens of said municipalities to build such bridge.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and villages.

Mr. Fleshier, previous notice having been given and leave being granted, introduced

Senate bill No. 183, entitled

A bill to authorize the county of Menominee to aid in the construction of a bridge across the Menominee river.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Counties and townships.

Mr. Fleshiem, previous notice having been given and leave being granted, introduced

Senate bill No. 184, entitled

A bill to authorize the township of Mellen in the county of Menominee to aid in the construction and maintenance of a bridge across the Menominee river.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and villages.

Mr. Hopkins, previous notice having been given and leave being granted introduced

Senate bill No. 185, entitled

A bill to provide for and authorize the construction and maintenance of a dam across the Chippewa river at the village of Isabella city in the township of Union in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works, and to generate electricity, and for other purposes.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 186, entitled

A bill to create and establish two appellate courts, within the State of Michigan and to define their powers and duties.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Judiciary.

Mr. Earle, previous notice having been given and leave being granted, introduced

Senate bill No. 187, entitled

A bill to provide a central board of inspectors for the Michigan State Prison at Jackson, to prescribe its duties and powers and to repeal all acts and parts of acts in conflict with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No. 188, entitled

A bill to amend section 55 of act No. 205 of the public acts of this State for the year A. D. 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," approved June 21, 1887.

The bill was read a first and second time by its title and referred to the committee on Banks and banking.

Mr. Sawyer, previous notice having been given and leave being granted, introduced

Senate bill No. 189, entitled

A bill to amend section 8 of act 168 of the laws of 1857, as amended by act 139 of the laws of 1865, relative to the incorporation of villages by boards of supervisors, being section 2990 of Howell's annotated statutes.

The bill was read a first and second time by its title, and referred to

the committee on Cities and villages.

Mr. Sawyer, previous notice having been given and leave being granted, introduced

Senate bill No. 190, entitled

A bill to amend section 1 of act 182 of the laws of 1891, relative to the payment of a franchise fee by corporations.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Sawyer, previous notice having been given and leave being granted, introduced

Senate bill No. 191, entitled

A bill to vacate the township organization of Clifton, in the county of Keweenaw, State of Michigan, and attach the territory thereof to the township of Allouez.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Turnbull, previous notice having been given and leave being granted, introduced

Senate bill No. 192, entitled

A bill to amend sections 3 and 5 of act No. 111 of the public acts of Michigan of 1891, being "An providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the 33d judicial circuit."

The bill was read a first and second time by its title and referred to special committee.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 193, entitled

A bill to bring the Michigan Central Railroad Company and the railroad and property and business now owned or controlled by said company in this State, within the scope and operation in all respects of the general railroad laws of this State, and to repeal all acts inconsistent with this act, and to designate a board to adjust any claim for damages which may be made against the State on account of the repeal aforesaid.

The bill was read a first and second time by its title, and referred to the special committee on Railroads, when appointed.

Mr. Steel, unanimous consent being given, introduced

Senate bill No. 194, entitled

A bill to restore the control and management of the State House of Correction and Reformatory at Ionia to a State Board of Managers, and to repeal all acts in conflict with this act.

The bill was read a first and second time by its title and referred to the committee on Reformatory at Ionia.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 195, entitled

A bill to amend section 11, of act No. 116 of the public acts of 1881, entitled "An act to amend section 11, of act No. 168 of the session laws of 1879, entitled 'An act to provide for the publication, stereotyping, printing, binding, distribution and sale of the reports and decisions of the Supreme Court of Michigan, and to repeal sections 5 and 6 of chapter 180, being compiler's sections 5655 and 5656 of the compiled laws of 1871,' "



approved April 15, 1879, and being compiler's section 7214 of Howell's annotated statutes of Michigan, of 1882.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Fleshiem offered the following resolution:

WHEREAS, Today is the sixty-second anniversary of the birth of our worthy and respected associate, Hon. Peter Pascoe, member from the thirty-first senatorial district,

Therefore, as a mark of the personal esteem which we hold for our associate Senator, be it

*Resolved*, That we recognize in the career of Senator Pascoe, a striking illustration of the development of American manhood through the instrumentality of American opportunity. Coming to this country in his childhood, from Mother England, Mr. Pascoe early chose the family occupation of a miner, and for over half a century has followed his vocation, rising from the humble position of a youthful helper, until in the vigor of manhood he was promoted to manager of the largest and most productive iron mine in the State, and in his day and under his management, the largest in the world. He has been honored by his fellow citizens at home by twenty years service on the board of supervisors, and they have crowned his honors and years by making him their representative in this body. The Senate congratulates him heartily upon his long and honorable record, and individually tenders him congratulations and hearty wishes that his days may be long and happy in the midst of his chosen people and friends.

*Resolved*, That a copy of these resolutions be properly engrossed, signed by the President and Secretary of the Senate, and by them transmitted to Senator Pascoe, as a token of the respect and friendliness of this body,

Which resolution was unanimously adopted.

Mr. Burt offered the following resolution:

*Resolved*, That the rule requiring one day's previous notice of the introduction of bills be suspended for the remainder of the session, except as to bills relating to municipal corporations, or other corporations under special charters,

Which resolution was adopted, two-thirds of all the Senators present voting therefor.

Mr. Barnard offered the following resolution:

*Resolved*, That when the Senate adjourns today that it will be until tomorrow at 9:30 a. m.,

Which resolution was adopted.

Mr. Burt offered the following resolution:

*Resolved*, That the committee on Executive business investigate and report whether any Senate committee clerk is serving, under pay, or for any consideration whatever any daily or weekly newspaper as its correspondent.

Mr. Weiss moved that the resolution be laid on the table,

On which motion,

Mr. Doran demanded the yeas and nays.

The motion to lay on the table then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Barnard  
Brundage  
Doran  
Earle  
Flehiem

Mr. Garvelink  
Hopkins  
Jewell  
Pierce

Mr. Sawyer  
Steel  
Weiss  
Wilkins

13

## NAYS.

Mr. Burt  
Champion  
Clapp  
Clark  
Fox

Mr. Hough  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Sabin  
Turnbull

13

Mr. Pierce moved that the resolution be referred to the committee on Military affairs,

On which Mr. Doran demanded the yeas and nays.

The motion to refer then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Doran  
Earle

Mr. Hopkins  
Jewell  
Mears  
Pierce

Mr. Steel  
Weiss  
Wilkins

11

## NAYS.

Mr. Burt  
Champion  
Clapp  
Clark  
Flehiem

Mr. Fox  
Garvelink  
Hough  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Sabin  
Sawyer  
Turnbull

15

Mr. Brundage moved that the resolution be referred to the committee on Printing,

On which Mr. Clark demanded the yeas and nays.

The motion to refer then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Doran

Mr. Earle  
Hopkins  
Jewell

Mr. Weiss  
Wilkins

8

## NAYS.

Mr. Burt  
Champion  
Clapp  
Clark  
Flehiem  
Fox

Mr. Garvelink  
Hough  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Sabin  
Sawyer  
Turnbull

17

The resolution was then adopted.

Mr. Mellen offered the following resolution:

WHEREAS, During the investigation by the committee (of which I was a member) having in charge the contest of Jordan vs. Wilkins, I was not at any meetings of said committee, being sick and unable to give said contest such attention as its importance required; and

WHEREAS, Milton F. Jordan was called away from the Senate during said investigation (on account of sickness in his family) and unable to give his attention to examination of the legal decisions upon this subject as he expected to do for himself; and

WHEREAS, Mr. Jordan requested Senator Clark to look up the case for him in his absence and present the same to this body, said Jordan intending to ask to have it spread upon the Journal, but omitted by oversight at the proper moment, and now ask the courtesy of this body to permit this argument to be spread upon the Journal; therefore,

*Resolved*, That said argument of Senator Clark may be filed as a supplementary minority report, and have the same spread upon the Journal of the Senate.

The question being on the adoption of the resolution,

Mr. Clark demanded the yeas and nays.

The resolution was not adopted, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Champion  
Clark  
Mellen

Mr. Morrow  
Mugford

Mr. Steel  
Turnbull

7

#### NAYS.

Mr. Barnard  
Brundage  
Earle  
Fleishem  
Fox  
Garvelink

Mr. Hopkins  
Jewell  
McLaughlin  
Mears  
Pascoe

Mrr Pierce  
Sabin  
Sawyer  
Weiss  
Wilkins

16

#### THIRD READING OF BILLS.

Senate bill No. 122 (file No, 58), entitled

A bill to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss  
Wilkins

25

#### NAYS.

Title agreed to.

0

On motion of Mr. Hough,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 59 (file No. 55), entitled

A bill to amend sections 1 and 2 of act No. 145 of the laws of Michigan, of the year 1891, entitled "An act authorizing the board of managers of the Michigan Soldiers' Home to sell certain real estate now belonging to the State of Michigan, and to apply the proceeds of such sale to the improvement of grounds of that institution," approved June 19, 1891,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Doran  
Earle  
Fox

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss  
Wilkins

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 48 (file No. 51), entitled

A bill to amend section 23 of act No. 103 of the public acts of 1879, entitled "An act to amend sections 23, 42 and 46, of act No. 194, of the session laws of 1877, being 'An act to provide for the organization, regulation and management of the asylums for the insane, and effectually to provide for the care, maintenance and recovery of the insane,' " approved May 22, 1877,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Doran  
Earle  
Fleishem

Mr. Fox  
Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss  
Wilkins

27

#### NAYS.

0

Title agreed to.

Senate bill No. 60 (file No. 56), entitled

A bill to amend act number 249 of the session laws of 1889, entitled

"An act relating to the admission of insane members of the Michigan Soldiers' Home to the insane (asylums) asylum of this State, and to their support at such asylums," approved July 3, 1889,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mugford |    |
| Brundage    | Garvelink  | Pascoe      |    |
| Burt        | Hopkins    | Pierce      |    |
| Champion    | Hough      | Sabin       |    |
| Clapp       | Jewell     | Sawyer      |    |
| Clark       | McLaughlin | Steel       |    |
| Doran       | Mears      | Weiss       |    |
| Earle       | Mellen     | Wilkins     | 24 |

## NAYS.

|            |   |
|------------|---|
| Mr. Morrow | 1 |
|------------|---|

Title agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Senate bill No. 4 (file No. 49), entitled

A bill to prohibit the issuing to, or the receiving or using by any member of the Legislature, any pass, mileage book or free transportation of any kind on any railroad in this State,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Clapp moved that there be a call of the Senate,

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the secretary, and

No Senators were reported absent without leave.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mugford |    |
| Brundage    | Jewell     | Steel       |    |
| Clapp       | McLaughlin | Weiss       |    |
| Clark       | Mears      | Wilkins     | 12 |

## NAYS.

|           |             |            |    |
|-----------|-------------|------------|----|
| Mr. Burt  | Mr. Hopkins | Mr. Pierce |    |
| Earle     | Hough       | Sabin      |    |
| Flehiem   | Mellen      | Sawyer     |    |
| Garvelink | Pascoe      | Turnbull   | 12 |

Mr. Clapp moved to reconsider the vote by which the Senate refused to pass the bill and demanded the yeas and nays on the motion.

The motion to reconsider then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |           |    |
|-------------|-------------|-----------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Sabin |    |
| Brundage    | Hough       | Steel     |    |
| Clapp       | Jewell      | Weiss     |    |
| Clark       | McLaughlin  | Wilkins   |    |
| Fox         |             |           | 13 |

## NAYS.

|          |               |            |    |
|----------|---------------|------------|----|
| Mr. Burt | Mr. Garvelink | Mr. Pierce |    |
| Doran    | Mears         | Sawyer     |    |
| Earle    | Mellen        | Turnbull   |    |
| Flehiem  | Pascoe        |            | 11 |

On motion of Mr. Brundage,  
The bill was then laid on the table.  
On motion of Mr. Flehiem,  
All further proceedings under the call were dispensed with.  
House joint resolution No. 1 (file No. 1), entitled  
Joint resolution for the relief of Mrs. Sophia Brewer, of Saginaw, Mich.,  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

## YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Pascoe |    |
| Burt        | Hopkins       | Pierce     |    |
| Champion    | Hough         | Sabin      |    |
| Clark       | Jewell        | Sawyer     |    |
| Doran       | McLaughlin    | Turnbull   |    |
| Earle       | Mears         | Weiss      |    |
| Flehiem     | Mellen        | Wilkins    |    |
| Fox         | Mugford       |            | 23 |

## NAYS.

0

Title agreed to.  
On motion of Mr. Burt,  
By a vote of two-thirds of the Senators elect, the joint resolution was ordered to take immediate effect.  
Mr. Mears rose to a

## QUESTION OF PRIVILEGE,

Which he stated as follows:

I was necessarily absent from the Senate on the 14th instant when the Senate took action on the contested election case of Wilkins against Jordan and I desire it to be made of record that had I been present I would have voted "yea" on the resolutions declaring Milton F. Jordan not elected as Senator from the fifteenth senatorial district and declaring Samuel M. Wilkins elected as Senator from said district.

The President announced that the question of privilege would be entered upon the Journal.

## GENERAL ORDER.

On motion of Mr. McLaughlin,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Pierce to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following: Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan and to repeal an act entitled 'An act to extend aid to the University of Michigan,'" approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871, the same being section 4945 of Howell's annotated statutes.

House bill No. 94 (file No. 10), entitled

A bill to prohibit engaging in the business of selling, keeping for sale, offering, selling, furnishing, giving away or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors upon the waters within the jurisdiction of this State, lying outside the boundaries of any city, village or township, and to provide a penalty therefor together with the common jurisdiction of certain counties in relation thereto,

Senate bill No. 65 (file No. 62), entitled

A bill to authorize certain water supply companies, now or hereafter organized, to also operate electrical plants in connection with their water works systems,

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan as amended by act No. 172 of the session laws of 1885, relative to the Reform School,"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommended their passage.

## II.

The committee of the whole have had also under consideration the following:

Senate bill No. 100 (file No. 35), entitled

A bill to amend section five of chapter thirty-two of the revised statutes of 1846, being section fifteen hundred and eighty-one of Howell's annotated statutes, relative to bills of exchange and promissory notes, and to repeal all acts or parts of acts inconsistent therewith,

Have directed their chairman to report the same back to the Senate with the recommendation that the same be re-referred to the committee on Judiciary.

CHARLES S. PIERCE, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Pierce,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was re-referred to the committee on Judiciary.

By unanimous consent the Senate resumed the order of



## MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }  
*Lansing, February. 16, 1893. }*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 72 (file No. 16), entitled

A bill to authorize the city of Ann Arbor to raise money to construct a system of sewers,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 16, 1893. }*

*To the President of the Senate:*

SIR—I am instructed by the house to transmit the following bill:

House bill No. 280, entitled

A bill to reincorporate the village of Algonac, in the county of St. Clair, to add certain territory thereto, and to repeal all acts and parts of acts contravening the provisions thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The president also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 15, 1893. }*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate Joint resolution No. 12, entitled

Joint resolution authorizing the board of State auditors and the State Librarian to procure and ship certain volumes of the Michigan supreme court reports and Howell's annotated statutes to the clerk of the United States court of appeals.

In the passage of which the House has concurred by a majority vote of

all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 292, entitled

A bill to authorize the electors of the city of Bay City to vote upon a proposition to bond the city for the purpose of raising money to complete the city hall in said city,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The Secretary announced the following:

*Lansing, Feb. 16, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have appointed Senators Clapp, Pierce and Doran members of the special committee to examine into the different laws in relation to railroads, for the purpose of bringing all railroads of the State under the general railroad law.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

The Secretary also announced the following:

*Lansing, February 16, 1893.*

*To the Honorable Senate:*

I hereby appoint Senator Wilkins chairman of the committee on Education and public schools in place of Senator Hopkins, resigned; also as member of the following committees, in place of Mr. Jordan:

Asylum for the Criminal Insane.

Federal relations.

State prison.

I also appoint Senator Hopkins member of the committee on Education and public schools instead of Mr. Jordan.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow morning at 9:30 o'clock.

*Lansing, Friday, February 17, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 145, entitled

A bill to incorporate the village of Constantine in the county of St. Joseph and State of Michigan, and to repeal act No. 191 of the public acts of the State of Michigan for the year 1861, entitled "An act to incorporate the village of Constantine," approved March 15, 1861, and the acts amendatory thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sabin,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fleishem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss  
Wilkins

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Sabin,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 72 (file No. 16), entitled

A bill to authorize the city of Ann Arbor to raise money to construct a system of sewers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Clark,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |            |
|-------------|------------|------------|
| Mr. Barnard | Mr. French | Mr. Mellen |
| Brundage    | Garvelink  | Mugford    |
| Burt        | Gilbert    | Pascoe     |
| Clapp       | Hopkins    | Sabin      |
| Clark       | Hough      | Sawyer     |
| Crane       | Jewell     | Steel      |
| Doran       | McGinley   | Turnbull   |
| Earle       | McLaughlin | Weiss      |
| Flehiem     | Mears      | Wilkins    |
| Fox         |            |            |

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Clark,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 80 (file No. 14), entitled

A bill to reincorporate the village of Byron, in the county of Shiawassee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |              |           |    |
|-------------|--------------|-----------|----|
| Mr. Barnard | Mr. Fleshier | Mr. Mears |    |
| Brundage    | Fox          | Mellen    |    |
| Burt        | French       | Mugford   |    |
| Champion    | Garvelink    | Pascoe    |    |
| Clapp       | Gilbert      | Sabin     |    |
| Clark       | Hopkins      | Sawyer    |    |
| Crane       | Hough        | Steel     |    |
| Doran       | McGinley     | Weiss     |    |
| Earle       | McLaughlin   | Wilkins   | 27 |

## NAYS.

0

Title agreed to.

On motion of Mr. Champion,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, }  
Lansing, February 17, 1893. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 36 (manuscript), being

An act to authorize the township of Grant, in the county of Iosco, Michigan, to borrow money upon its bonds to pay a judgment entered on its bonds issued for the Tawas and Grant plank road,

Very respectfully,

JOHN T. RICH,  
Governor.

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1893. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 94, entitled

A bill to incorporate the village of Deckerville, in the county of Sanilac,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
Clerk of the House of Representatives.

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 137 (file No. 42), entitled

A bill to amend sections 2, 3, 4, 5, 6, 7 and 11 of act No. 354 of the local acts of 1887, entitled "An act to incorporate the city of Midland," as amended by act No. 353 of the local acts of 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following Senate joint resolution:

Senate joint resolution No. 7 (file No. 6), entitled

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States, providing for the election of United States senators on a general ticket by the people of each State,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 69 (file No. 19), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations," as



amended by act No. 60 of the public acts of 1891, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 7 of said act,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

#### NOTICES.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to revise and amend the original charter of the city of Dowagiac and acts amendatory thereof, and to repeal all acts and parts of acts in conflict therewith.

Mr. Fleshiem gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act No. 277 of the local acts of the State of Michigan of the year 1885, entitled "An act to incorporate the village of Manistique," approved March 17, 1885, and all subsequent amendments of such section.

Mr. Wilkins gave notice that at some future day he would ask leave to introduce

A bill to divide the State of Michigan into twelve congressional districts.

Mr. Wilkins gave notice that at some future day he would ask leave to introduce

A bill to provide for a board of trustees for the management and control of the Michigan Reform School and to repeal all acts in conflict with this act.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to require all persons, corporations, joint stock companies or associations leasing to other persons, corporations, associations or joint stock companies mineral lands located in this state for the purpose of mining ores therefrom to pay a specific tax upon the amount of such ores subject to taxation.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend section nine of article two, of act number one hundred ninety-eight of the session laws of eighteen hundred seventy-three, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act one hundred seventy-seven of the session laws of eighteen hundred seventy-seven, and act two hundred thirty of the public acts of eighteen hundred eighty-seven, and act two hundred two of the public acts of eighteen hundred eighty-nine, and act ninety of the public acts of eighteen hundred ninety-one.

Mr. F. W. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 5, 6, 37 and 39 of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' approved Feb. 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1887, as amended by act No. 384 of the session laws of 1889, approved May 9, 1889.

#### INTRODUCTION OF BILLS.

Mr. Fox, leave being granted, introduced

Senate bill No. 196, entitled

A bill to protect primary elections and conventions of any political party, and to punish offenses committed thereat.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Fox, leave being granted, introduced

Senate bill No. 197, entitled

A bill to amend Sec. 9 of article No. 313 of the session laws of 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving, or delivering spirituous and intoxicating liquors and malt, brewed, or fermented liquors and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act," being compiler's section 2283 d 2 of Howell's annotated statutes, Vol. 3.

The bill was read a first and second time by its title and referred to the committee on Liquor traffic.

Mr. Hough, leave being granted, introduced

Senate bill No. 198, entitled

A bill to incorporate the village of Grosse Pointe Park in the county of Wayne, and for that purpose to detach certain territory from the village of Grosse Pointe.

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 199, entitled

A bill to provide for the taxation of property, the manner of assessment thereof, for levying and collecting taxes thereon, making such taxes a lien on the lands taxed, and providing for establishing and continuing such lien, and for the sale and conveyance of lands heretofore or hereafter delinquent, and to repeal all laws in conflict with this act.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Taxation.

Mr. Hopkins, previous notice having been given and leave being granted, introduced

Senate bill No. 200, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon, for the return and sale of all lands delinquent for taxes, for the continuing of liens for taxes heretofore or hereafter levied and to repeal all acts and parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Taxation.

Mr. Steel, previous notice having been given and leave being granted, introduced

Senate bill No. 201, entitled

A bill to prohibit any person from using any of the designations "and Company," "& Company," or "& Co."

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Earle, previous notice having been given and leave being granted, introduced

Senate bill No. 202, entitled

A bill to allow the use of the Rhines vote recorder in elections held in this State.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 203, entitled

A bill to amend sections 1 and 5 of act No. 25 of the session laws of the year 1887, entitled "An act to provide for three additional circuit judges for the third judicial circuit," so as to provide two additional circuit judges for the third judicial circuit.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Crane, previous notice having been given and leave being granted, introduced

Senate bill No. 204, entitled

A bill to create a board of managers for the Michigan Asylum for Insane Criminals, to prescribe their duties and powers, and to vest the management and control of such asylum in said board, and to repeal all laws that conflict with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on Asylums for the insane.

Mr. Crane, previous notice having been given and leave being granted, introduced

Senate bill No. 205, entitled

A bill to amend section 19 of act number 79 of the laws of 1873, being an act entitled "An act to provide for the appointment of a Commissioner of Railroads, and to define his powers and duties, and to fix his compensation," approved April 10, 1873, being compiler's section 3303 of Howell's annotated statutes of this State.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. McGinley, leave being granted, introduced

Senate bill No. 206, entitled

A bill to regulate the closing of barber shops on the first day of the week, commonly called Sunday.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Judiciary.

Mr. Sawyer, previous notice having been given and leave being granted, introduced

Senate bill No. 207, entitled

A bill to authorize the common council of any incorporated city within the limits of this State, or for the board of trustees of any incorporated village therein to make contracts for lighting parks, alleys and other public places within its corporate limits.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Sawyer, previous notice having been given and leave being granted, introduced

Senate bill No. 208, entitled

A bill to establish, regulate and maintain a Normal School in the upper peninsula.

The bill was read a first and second time by its title and referred to the committee on State Normal School.

Mr. Burt, previous notice having been given and leave being granted, introduced

Senate bill No. 209, entitled

A bill to provide a legal and uniform system of computing interest and discount.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Burt, previous notice having been given and leave being granted, introduced

Senate bill No. 210 entitled

A bill to authorize cities and villages to regulate and control the drivers of hacks and other vehicles, and the runners, porters and criers of hotels and boarding houses, at railroad premises, and to limit them to stands or places in certain cases, and to pass necessary ordinances and punish violations thereof.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Burt, previous notice having been given and leave being granted, introduced

Senate bill No. 211, entitled

A bill to amend section 27 of an act, entitled "An act to revise the laws authorizing the business of banking, and to establish a banking department for the supervision of such business," approved June 21, 1887.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Mellen, previous notice having been given and leave being granted, introduced

Senate bill No. 212, entitled

A bill to incorporate the village of Warren in the township of Warren, Macomb county.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, leave being granted, introduced

Senate bill No. 213, entitled

A bill to provide that the division of the league of American wheelmen and the branches thereof known as the clubs of the State of Michigan be incorporated.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Weiss, leave being granted, introduced

Senate bill No. 214, entitled

A bill to amend section 1 of act 179 of the public acts of 1881, being section 6399 of Howell's statutes, relative to crier of the supreme court.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 215, entitled

A bill to reorganize the fifth judicial circuit, and to create and organize the thirty-fourth judicial circuit.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 216, entitled

A bill to amend an act, entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, 1867, by adding one new section thereto, to stand as section 7.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 217, entitled

A bill to amend sections 4, 5, the thirty-sixth subdivision of section 11, sections 16, 37 and 38 of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' approved February 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1887, as amended by act No. 384 of the session laws of 1889, approved May 9, 1889, and to provide for payment of salaries to certain officials, for condemnation of private property located outside of the city limits in certain cases for the public use of said city of Battle Creek, for collection of sidewalk assessments and for enlarging the power of said city in matters of drainage.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Doran, previous notice having been given and leave being granted, introduced

Senate bill No. 218, entitled

A bill in relation to the manner of keeping upper berths in any sleeping car run or operated upon any railroad in this State, and to provide a penalty for any violation thereof.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Railroads.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 219, entitled

A bill to amend section 1 of chapter 7 of an act entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875, as amended by act number 52 of the session laws of 1883, entitled "An act to amend section 1 of chapter 7 of an act entitled 'An act

granting and defining the powers and duties of incorporated villages,''' approved April 20, 1883, the same being section 2847 of Howell's annotated statutes.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 13, entitled

A joint resolution authorizing the Governor to issue a commission to Frank D. Baldwin as lieutenant colonel of the 19th Michican Infantry to date from May 15, 1865.

The joint resolution was read a first and second time by its title and, pending its reference to a committee,

On motion of M. Clapp,

The joint resolution was laid on the table.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Joint resolution No. 14, entitled

A joint resolution proposing an amendment to section 8, article 6, of the constitution of this State, relative to circuit courts.

The joint resolution was read a first and second time by its title and referred to the committee on Constitutional amendments.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 220, entitled

A bill to provide for the appointment, to prescribe the duties and to fix the compensation of the stenographer for the 34th judicial circuit.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 221, entitled

A bill to amend sections 6522c' and 6522d' of 3d Howell's statutes, being sections 1 and 9 of act No. 225 of the public acts of 1887, entitled "An act to provide for the appointment, fix the compensation and prescribe the duties of the stenographers of the circuit courts for the counties of Calhoun, Barry and Eaton, now comprising the fifth judicial circuit," approved June 23, 1887.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 222, entitled

A bill to amend the village charter of the village of Vassar, in the county of Tuscola.

The bill was read a first and second time by its title and, pending its reference to a committee,



On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 223, entitled

A bill to bring the Lake Shore & Michigan Southern Railroad Company, and the railroad property and business now owned or controlled by said company in this State, within the scope and operation in all respects of the general railroad laws of this State, and to repeal all acts inconsistent with this act, and to designate a board to adjust any claim for damages which may be made against this State on account of the repeal aforesaid.

The bill was read a first and second time by its title and referred to the special committee on Railroads.

Mr. Turnbull, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 15, entitled

A joint resolution authorizing the Board of State Auditors to examine settle and pay any claim found due James Corcoran by the State of Michigan.

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

Mr. Sawyer, leave being granted, introduced

Senate bill No. 224, entitled

A bill to allow the village of Ontonagon, in the county of Ontonagon and State of Michigan, to borrow money and issue bonds in the sum of thirty thousand dollars for the purpose of building water works and an electric lighting plant.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 225, entitled

A bill to regulate the use, transportation and sale of fish and game.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 226, entitled

A bill to amend act No. 28, laws of 1887, entitled "An act to provide for a game and fish warden and to prescribe his powers and duties."

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 227, entitled

A bill to fix the salaries of the State officers named in the constitution of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 228, entitled

A bill to amend section 173 of the laws of 1871, entitled "An act to pro-

vide for the payment of the salaries of State officers," as amended, the same being compiler's section 339 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 229, entitled

A bill in relation to jurors in courts of record in the county of Wayne, to provide a board of jury commissioners for said county, and to revise the laws relative thereto, and to repeal act No. 95 of the session laws of 1887, and all other acts and parts of acts inconsistent with this bill.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 230, entitled

A bill to limit appeals to the Supreme court of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Burt, leave being granted, introduced

Senate bill No. 231, entitled

A bill to amend Sec. 3 of Art. 3 of act No. 174 of the public acts of 1883, entitled "An act to amend Secs. 7, 30, 36 and 42 of Art. 2, and Secs. 3 and 5 of Art. 3, and Sec. 14 of Art. 4, and to add two new sections to Art. 2 to stand as Secs. 45 and 46, and a new section to Art 5 to stand as Sec. 22 of an act entitled 'An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State,'" approved May 1, 1873, being act No. 198, session laws of 1873, as amended by act No. 174 of the public acts of 1891.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Hough, leave being granted, introduced

Senate bill No. 232, entitled

A bill to regulate primary elections of political parties in this State, to punish frauds therein, and to repeal all laws in conflict therewith.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Mellen, leave being granted, introduced

Senate bill No. 233, entitled

A bill empowering the Governor and the Board of State Auditors to authorize the rebuilding or repair of any building owned by the State of Michigan, which may at any time be destroyed or damaged by fire, explosion or other accident, and the purchase of property to take the place of any property of the State lost, damaged or destroyed by any such fire or accident, and making a contingent appropriation therefor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Morrow, leave being granted, introduced

Senate bill No. 234, entitled

A bill to regulate the employment of women and children in manufact-

uring establishments, and to provide for the appointment of inspectors to enforce the same.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

### THIRD READING OF BILLS.

Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act number 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871," the same being section 4945 of Howell's annotated statutes,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Fox moved to strike out the enacting clause of the bill,

Pending which,

Mr. Clapp moved to amend the bill by striking out in line 4, section 1, the word "one-fifth" and inserting in lieu thereof the word "one-tenth,"

Which amendment was not seconded by a majority of the Senate.

Mr. McLaughlin moved that there be a call of the Senate,

Which motion prevailed.

### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senator reported absent without leave: Mr. Champion.

On motion of Mr. Doran,

The Segeant-at-arms was dispatched after the absentee.

Pending the taking of the vote on the passage of the bill,

Mr. Morrow moved to amend the bill by adding one section thereto, to stand as section 2.

SECTION 2. The board of regents shall not authorize the building or the commencement of any building, any additional building or buildings, or other extraordinary repairs, until the accumulations of savings from this fund shall be sufficient to complete such building or extraordinary expense.

Which amendment was seconded by a majority of the Senate.

The question being on concurring in the amendment offered by Mr. Morrow,

The Senate concurred and the bill was so amended.

Mr. Doran moved the previous question;

Which motion was supported.

The question then being on the motion of Mr. Fox to strike out the enacting clause of the bill,

Mr. McLaughlin demanded the yeas and nays, and the motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Brundage  
Burt  
Clapp

Mr. Crane  
Earle  
Fox

Mr. Garvelink  
Jewell  
Pierce

## NAYS.

|             |             |           |    |
|-------------|-------------|-----------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Sabin |    |
| Champion    | Hough       | Sawyer    |    |
| Clark       | McGinley    | Steel     |    |
| Doran       | McLaughlin  | Turnbull  |    |
| Fleishem    | Mellen      | Weiss     |    |
| French      | Morrow      | Wilkins   |    |
| Gilbert     | Pascoe      |           | 20 |

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Pascoe |    |
| Champion    | Hough       | Sabin      |    |
| Clark       | McGinley    | Sawyer     |    |
| Doran       | McLaughlin  | Turnbull   |    |
| Fleishem    | Mellen      | Weiss      |    |
| French      | Morrow      | Wilkins    |    |
| Gilbert     |             |            | 19 |

## NAYS.

|              |           |            |    |
|--------------|-----------|------------|----|
| Mr. Brundage | Mr. Earle | Mr. Jewell |    |
| Burt         | Fox       | Mears      |    |
| Clapp        | Garvelink | Pierce     |    |
| Crane        |           |            | 10 |

Title agreed to.

Mr. Doran moved that the Senate take a recess until two o'clock p. m.  
Pending which,

Mr. Weiss moved to amend by striking out the word "two" and inserting in lieu thereof the words "one thirty."

Pending which,

Mr. Morrow moved to amend the amendment by making the time to which the Senate would take a recess 10 o'clock tomorrow morning.

The amendment to the amendment did not prevail.

The motion to amend prevailed and the original motion as amended then prevailed, and the Senate took a recess until 1:30 o'clock p. m.

## AFTER RECESS.

*1:30 o'clock p. m.*

The Senate met and was called to order by the President.

Quorum present.

On motion of Mr. Barnard,

All further proceedings under the call were dispensed with.

The Senate resumed the order of

## THIRD READING OF BILLS.

House bill No. 94 (file No. 10), entitled

A bill to prohibit engaging in the business of selling, keeping for sale, offering, selling, furnishing, giving away or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors upon the waters within the jurisdiction of this State, lying outside the boundaries of any city, village or township, and to provide a penalty therefor, together with common jurisdiction of certain counties in relation thereto,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Mellen    |    |
| Burt        | Gilbert    | Sabin     |    |
| Champion    | Hopkins    | Sawyer    |    |
| Crane       | Hough      | Steel     |    |
| Earle       | Jewell     | Weiss     |    |
| Flehiem     | McGinley   | Wilkins   |    |
| Fox         | McLaughlin |           | 23 |

## NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 65 (file No. 62), entitled

A bill to authorize certain water supply companies, now or hereafter organized, to also operate electrical plants in connection with their water works systems,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Mugford    |    |
| Burt        | Gilbert    | Pierce     |    |
| Champion    | Hopkins    | Sabin      |    |
| Clark       | Hough      | Sawyer     |    |
| Crane       | Jewell     | Steel      |    |
| Doran       | McGinley   | Turnbull   |    |
| Earle       | McLaughlin | Weiss      |    |
| Flehiem     | Mears      | Wilkins    |    |
| Fox         |            |            | 28 |

## NAYS.

0

Title agreed to.

On motion of Mr. Flehiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled

"An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan" as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Crane  
Earle  
Fleishem  
Fox  
French

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss  
Wilkins

25

## NAYS.

Mr. Clark  
Doran

Mr. Gilbert

Mr. Mugford

4

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

## PRESENTATION OF PETITIONS.

No. 43. By Mr. Gilbert: Petition of M. D. Snow, S. E. Hayes and others, asking that Arenac county be set off from the 18th judicial circuit and transferred into the 23d judicial circuit.

Referred to the committee on Counties and townships.

No. 44. By Mr. Gilbert: Resolutions of citizens of West Bay City protesting against the passage of a bill consolidating West Bay City with Bay City.

Referred to a committee on Cities and villages.

No. 45. By Mr. Weiss: Communication from the retail grocers' association endorsing the Weiss bill providing that actions at law may be maintained against telegraphic companies for mistakes of employes.

The communication was ordered spread on the Journal as follows:

*Grand Rapids, Mich., Feb. 11, 1893.*

*Senator Weiss, Lansing, Mich.:*

DEAR SIR—I take pleasure in informing you that at the last meeting of the retail grocer's association of this city, the following resolution was unanimously adopted:

*Resolved*, That this association heartily endorse the Weiss bill now before the Legislature, providing that actions at law may be maintained against telegraphic companies for mistakes of employes.

*Resolved*, That our Senators and Representatives be requested to work and vote for this measure.

Yours truly,

E. A. STOWE, *Secretary.*

Referred to the committee on Banks and corporations.



No. 46. By Mr. Weiss: Extract from the proceedings of the Detroit common council relative to the taxation of railroad, church and other properties now exempt from taxation.

The extract was ordered spread on the Journal, as follows:

*To the Honorable, the Common Council:*

GENTLEMEN—Your committee on taxes, to whom was referred that part of the mayor's message relative to the taxation of railroad, church and other properties now exempt from taxation, would respectfully report that in our opinion the conditions that lead to the exemption of railroad properties no longer exist, as they had at the time these corporations were in their infancy, when grants and a bonus, both for building and partially operating these roads, had to be made to companies by the communities; to exempt from taxation such corporations your committee believes was one of the many inducements to men of means and push for furthering the prosperity of our undeveloped commonwealth. Such, however, is not the case now, it being no longer experiment but an established factor in our State as well as national life, these roads ought to be no longer exempt but made to share the burden of taxation by being compelled to pay local taxes. We believe with his honor that a sentiment to this effect prevails largely throughout the State, especially in large cities where railroad companies have such extensive properties.

What has been said of railroads is also the case with churches; they, too, have become powerful and self-sustaining; neither should they be treated as mendicants, should not accept moneys nor be exempt from taxes than any other class of citizens, being a voluntary association free from State control in any form.

We look with alarm at the enormous and valuable tracts of real estate held by the churches, all of which is now exempt from taxation. Your committee desire to call your attention to the amount of wealth shown in the building of church edifices, in some, the furnishings of which show an unlimited means of wealth, highly paid choirs; all these are convincing arguments in favor of taxation. Your committee therefore recommend that every honorable means be used to earnestly press the matter of taxation of railroad and church properties to the attention of our Representatives now in the State Legislature, and the adoption of the following resolution.

Respectfully submitted,

CHAS. PROTIVA.

OLIVER H. GRUNOW.

JOHN CHR. JACOB.

Accepted, and leave being granted the following resolution was offered:

By Ald. Protiva,

*Resolved*, That the members of the State Legislature from Detroit be and are hereby requested to use every effort to secure the speedy passage of the bill now pending before the Legislature providing for the taxation of railroad property and church property, now exempt under the tax law of the State.

*Resolved*, That the city clerk be and he is hereby directed to forward a copy of the resolution to each member of the Legislature representing this district.

Ald. Welsh moved to strike out all reference to church property in the resolution.

Lost as follows:

Yeas—Ald. Deimel, Fisher, Roth, Thompson, Welsh and Wuellner—6.

Nays—Ald. Baker, Barnes, Beck, Behlow, Bleil, Buhrer, DeGaw, Goeschel, Grunow, Hanes, Hoffmann, Jacob, Protiva, Richert, Robinson, Roser, Scovel, Stenius, Vernor, Webster, Wesch and the president—22.

The resolution of Ald. Protiva was then adopted.

FROM THE CITY COUNSELOR.

*To the Honorable the Common Council:*

GENTLEMEN—In accordance with your instructions, I have prepared a bill for introduction before the Legislature, to enable the city to make a reassessment of the cost and expenses in the paving of Joy street from Third to Fifth street, and have forwarded same to one of the representatives from this city.

I recommend the adoption by your honorable body of a proper resolution requesting the passage of the measure by the Legislature.

Respectfully,

JOHN J. SPEED,  
*City Counselor.*

Accepted, and on leave the following was offered:

By Ald. Vernor:

WHEREAS, Assessments made by proper officers upon property abutting Joy street, from Third to Fifth street, have been defeated by reason of technicalities in the proceedings in paving said street, and the general public are thus compelled to bear the cost and expense of improving private property;

WHEREAS, An enabling bill has been prepared and introduced in the Legislature empowering the city of Detroit to levy a new assessment upon said property for said improvement;

*Resolved by the common council of the City of Detroit,* That the Senators and Representatives from this district be requested and urged to use all proper means to secure the passage of said enabling act.

*Resolved,* That the city clerk be directed to transmit a copy of this resolution to each member of the Senate and House of Representatives from Detroit.

Adopted as follows:

Yeas—Ald. Baker, Barnes, Beck, Behlow, Bleil, Buhrer, DeGaw, Deimel, Fisher, Goeschel, Grunow, Hanes, Hoffman, Jacob, Protiva, Richert; Robinson, Roser, Roth, Scovel, Stenius, Thompson, Vernor, Webster, Welsh, Wesch, Wuellner and the President—28.

Nays—None.

WHEREAS, Certain bills have been introduced in the present Legislature tending to cripple if not destroy the workings of the Detroit House of Correction, thereby making it a tax upon the city of Detroit; and

WHEREAS, The changes contemplated in said bill are not demanded or requested by the labor interests of the State or city, and the passage of the said bills would be of no public benefit and are seemingly prompted by personal and selfish interests; therefore be it

*Resolved,* That we, the common council of the city of Detroit, as representatives of the citizens thereof, do earnestly protest against any legislation that may affect the interests of an institution which is rightly the pride of the State and city, and the management of which has always been in harmony of labor interests, and we hereby respectfully request our Senators

and Representatives in the Legislature to use all honorable means in their power to defeat any such legislation as contemplated by this bill or any other of a similar nature;

*Resolved*, That the city clerk be and he is hereby instructed to forward a copy of these resolutions to each of the Senators and Representatives from this district.

Adopted as follows:

Yeas—Ald. Baker, Barnes, Beck, Behlow, Bleil, Buhrer, DeGaw, Deimel, Fisher, Goeschel, Grunow, Hanes, Hoffman, Jacob, Protiva, Richert, Robinson, Roser, Roth, Scovel, Stenius, Thompson, Vernor, Webster Welsh, Wesch, Wuellner and the president—28.

Nays—0.

Referred to the committee on Taxation.

By unanimous consent the Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Pierce offered the following resolution:

*Resolved*, That when the Senate adjourns it adjourns to meet Monday evening next at 9 o'clock,

Which resolution was adopted.

On motion of Mr. Clapp,

The committee on Reformatory at Ionia was excused from today's session.

Mr. Fox moved to reconsider the vote by which the Senate today passed Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871," the same being section 4945 of Howell's annotated statutes.

Pending which,

Mr. McLaughlin moved that the motion to reconsider the bill be indefinitely postponed,

On which Mr. McLaughlin demanded the yeas and nays.

The motion to indefinitely postpone then did not prevail,

A majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|           |             |           |   |
|-----------|-------------|-----------|---|
| Mr. Clark | Mr. Hopkins | Mr. Sabin |   |
| Doran     | Hough       | Steel     |   |
| Fleishem  | McLaughlin  | Turnbull  | 9 |

#### NAYS.

|             |           |           |    |
|-------------|-----------|-----------|----|
| Mr. Barnard | Mr. Fox   | Mr. Mears |    |
| Brundage    | French    | Mellen    |    |
| Burt        | Garvelink | Morrow    |    |
| Clapp       | Gilbert   | Mugford   |    |
| Crane       | Jewell    | Pascoe    |    |
| Earle       | McGinley  | Wilkins   | 18 |

Mr. Mears moved the previous question,

Which motion was seconded.

The question then being "shall the main question now be put?"

The same was ordered.

The motion to reconsider then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |              |           |    |
|-------------|--------------|-----------|----|
| Mr. Barnard | Mr. Fleshiem | Mr. Mears |    |
| Brundage    | Fox          | Mellen    |    |
| Burt        | French       | Morrow    |    |
| Clapp       | Garvelink    | Mugford   |    |
| Crane       | Gilbert      | Pascoe    |    |
| Earle       | Jewell       | Wilkins   | 18 |

#### NAYS.

|           |            |           |   |
|-----------|------------|-----------|---|
| Mr. Clark | Mr. Hough  | Mr. Sabin |   |
| Doran     | McGinley   | Turnbull  |   |
| Hopkins   | McLaughlin | Weiss     | 9 |

The question then being on the passage of the bill,

On motion of Mr. Fox,

The bill was laid on the table.

On motion of Mr. Mears,

The Senate adjourned and the President announced that the Senate would stand adjourned until Monday, February 20, at 9 o'clock p. m.

*Lansing, Monday, February 20, 1893.*

The Senate met pursuant to adjournment and was called to order by the President *pro tem*, Mr. Hopkins.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Doran, Mugford and Sawyer.

On motion of Mr. McGinley,

All absentees were excused from today's session.

#### PRESENTATION OF PETITIONS.

No. 47. By Mr. Pierce: Petition of the State music teachers association for legislation requiring the teaching of vocal music in certain public schools.

On motion of Mr. Pierce the petition was ordered spread on the Journal as follows:

*To the Honorable Legislature of the State of Michigan, in Senate and Assembly convened:*

We, the undersigned committee, respectfully present for your consideration the following petition:

WHEREAS, The study of vocal music in the public schools of the State

of Michigan would greatly promote the physical well being and general culture of our youth; would "carry added happiness into the homes of the State;" and "could be used to promote patriotic sentiments among the people;" and

WHEREAS, The cost would be small and the time involved pleasantly employed, placing no additional burden upon the work or the schools; and

WHEREAS, In other countries in which this matter receives more careful attention than here, the results show the wisdom of giving general instruction in this branch; and

WHEREAS, A large number of prominent educators have signified their cordial approval of the enactment of the following bill presented to them for their examination, to wit:

SECTION 1. In each of the State Normal Schools the course of study shall embrace instruction in vocal music.

SEC. 2. The board of education in each city in this State shall cause free instruction to be given in vocal music in the schools under their charge.

SEC. 3. The board of education of each union free school district incorporated by special act of the Legislature, shall cause free instruction to be given in vocal music in the schools under their charge, unless excused by the Superintendent of Public Instruction.

SEC. 4. The Superintendent of Public Instruction shall provide instruction in vocal music in all teachers' institutes held throughout the State.

SEC. 5. This act shall take effect immediately.

THEREFORE, We whose names and signatures are hereunto appended respectfully ask your honorable body at this present session to enact the bill aforesaid, or such a modification of it as in your judgment may seem wise.

The committee of the State Music Teachers' Association in behalf of vocal instruction in the public schools of the State of Michigan.

ALBERT A. STANLEY,  
*Prof. of Music, University of Michigan.*

FREDERIC H. PEASE,  
*Michigan State Normal School.*

EMMA A. THOMAS,  
*Director of Music, Detroit Public School.*

Referred to the committee on Education and public schools.

No. 48. By Mr. Pascoe: Petition of taxpayers of Crystal Falls relative to the issuing of bonds to pay off indebtedness.

On motion of Mr. Pascoe,

The petition was ordered spread on the Journal as follows:

*Crystal Falls, Mich., Feb. 9, 1893.*

*Hon. Peter Pascoe, Lansing, Mich.:*

DEAR SIR—Referring to the memorial addressed to Hon. C. T. Roberts, and entered upon page 143 of the Legislative Journal of Jan. 31, 1893, we desire to call your attention to the fact that the occupations of several of the parties signing as favoring legislation to enable our township to issue bonds to pay off its outstanding indebtedness have been highly colored and enlarged upon.

We are satisfied that the management of the Iron Star company would

not favor the issue of bonds, Mr. Robinson's signature to the contrary notwithstanding.

There are at present but three active mines within our township, i. e., the Lamont, Paint River and Shafer, two of which are represented below.

The indebtedness of the township April 15th, 1891 was \$8,311.36; April 15th, 1892 it was \$13,915.27 an increase for the year of \$5,604.11. Judgments were obtained during the year 1892 for \$2,373.68 of the above orders and the same was spread upon the tax roll for that year thereby reducing the indebtedness that amount.

The parties favoring the issue of bonds ask that the township be allowed to issue for \$15,000.00; as they stated in their meeting in which the above memorial to Representative Roberts was framed; that they might pay off all outstanding orders and have enough money to do the necessary work on the highways next spring; thereby it would seem confessing an additional shortage of about \$3,000 for the present year.

We see no end to the trouble if allowed to continue at this rate and issue bonds whenever the township is in debt.

The assessment the present year for school purposes is fully \$9,000, and the bridge tax \$2,500 in excess of the requirements for another year, therefore, should judgment be obtained for all outstanding orders our taxes for next year would not exceed the present levy, which in total is about 4 per cent.

The undersigned, taxpayers of Crystal Falls township, believing it to be to the best interests of the township, and fearing an improper use of the funds should the bonds above referred to be allowed, request that you present the matter to the Legislature in our behalf and request that no such issue of bonds be allowed.

Paint River Iron Co.

Lamont Iron Co., and

Frank Scadden, agent of above iron company, also a taxpayer.

A. A. Metcalf, taxpayer.

James McCourt, taxpayer.

James Galbreath, taxpayer.

Paul P. Smith, taxpayer.

J. M. Longyear, president Taxpayers' Association, representing 30 different people who pay taxes on over half the lands in this township.

H. S. Brooks, assistant manager of State bank, also taxpayer.

Crystal Falls Lumber Co., by A. L. Robbins.

Burder & Co., hardware and mining supplies.

H. S. Perry, taxpayer.

J. Brooks, for the Lincoln Iron Co.

Tom Greenslade, taxpayer.

Thos. Richard, taxpayer.

Capt. Thos. Bosanko, taxpayer.

Jacob Bauer, agent Leisen & Heine Brewing Co.

Crystal Falls iron works, by Edw. Sweeney.

Thos. J. McCusker, property owner and jobber in mining timber.

Max Berlowitz, dry goods and clothing merchant, taxpayer.

Kniffler Manufacturing Co., taxpayer.

W. A. Holmes, taxpayer.

J. C. Wilkinson & Co., druggists, taxpayers.

W. W. Hendricks, jeweler, taxpayer.

R. A. Keyes, taxpayer, dealer general merchandise.



D. W. Brown, taxpayer.  
 Jas. Watters, taxpayer.  
 G. E. Voos, register of deeds.  
 Richard Wehse, taxpayer.  
 M. B. McGee, agent Lake Superior Powder Co.  
 W. H. Morrison, taxpayer.  
 D. A. Kitto, taxpayer.  
 R. P. Hollow, taxpayer.  
 Nilsson & Johnson, contractors, taxpayers.  
 Daniel Bannerman, taxpayer, Bannerman House.  
 Campbell & Son, druggists, taxpayers.  
 O. M. Brown, taxpayer, coal dealer.  
 Herman Raw, taxpayer.  
 Edward Bemmis, taxpayer.  
 Adison C. Sudds, taxpayer.  
 Henry Baker, taxpayer.  
 Clair Mining Co., taxpayers.  
 America Mining Co., taxpayers, by Supt. S. C. Bennett.

Referred to the committee on Taxation.

No. 49. By Mr. Mellen: Petition of G. W. Hoard, F. W. Cartwright C. E. Osborn and forty-six others, praying for the incorporation of the village of Warren, in the township of Warren, Macomb county.

Referred to committee on Cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State Normal School:

The committee on State Normal School, to whom was referred Senate bill No. 171, entitled

A bill making an appropriation for the current expenses of the State Normal School for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, recommending that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHARLES S. PIERCE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 164, entitled

A bill to reincorporate the city of Holland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the request that the same be printed for the use of the committee.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The request was granted, and the bill ordered printed for the use of the committee.

#### MESSAGES FROM THE HOUSE.

The President *pro tem*. announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 20, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:  
 House bill No. 141 (file No. 44), entitled  
 A bill to incorporate the village of McBain,  
 Which has passed the House by a majority vote of all the members elect,  
 and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 18, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 30, entitled

A bill to authorize and for the purchase of a tract of land to be used in connection with the Asylum for the Insane for the county of Wayne,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 18, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 78 (file No. 68), entitled

A bill to amend section 68, paragraph 578 of Howell's annotated statutes, relative to the compensation of sheriffs,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 18, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 87 (file No. 19), entitled

A bill to reincorporate the village of Deerfield,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 18, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the house to transmit the following bill:

House bill No. 162 (file No. 55), entitled

A bill to amend sections 43, 62, 74, 77, 78, 80, 96 and 106 of act No. 200 of the public acts of 1891, entitled "An act to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied, and to repeal act No. 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Taxation.

The president *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 18, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 352, entitled

A bill to amend section 3 of title 6 of act entitled "An act to revise the charter of the city of Grand Rapids," being amendatory to an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof, approved March 29, 1877, as amended by the several acts amendatory thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

#### NOTICES.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate certain foreign secret or fraternal life insurance corporations and associations.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act No. 336 of the local acts of 1879, entitled "An act to incorporate the village of Charlevoix as amended."

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to amend section 3 of article 3 of an act entitled, "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and managements, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, being act No. 198 of the session laws of 1873; to provide for the taxation of railroad property, and to repeal the following: Section 33 of an act approved March 28, 1846, entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central Railroad Company." Section 21 of an act approved May 4, 1846, entitled, "An act to incorporate the Grand River Valley Railroad Company." Section 2 of an act approved May 18, 1846, entitled "An act in regard to the Erie and Kalamazoo Railroad Company." Section 31 of an act approved May 9, 1846, entitled "An act to authorize the sale of the Southern Railroad and to incorporate the Michigan Southern Railroad Company." And section 9 of an act approved February 13, 1859, entitled "An act to authorize the consolidation of the Detroit & Pontiac and the Oakland & Ottawa Railroad Company so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railroad Company."

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to repeal act number 42 of the laws of Michigan for the year 1846, entitled "An act to authorize the sale of the Central railroad, and to incorporate the Michigan Central Railroad Company," and all acts amendatory thereof.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to provide for the annexing of the township of White Rock, in the county of Huron, to the township of Sherman in said county.

Mr. McGinley gave notice that at some future day he would ask leave to introduce

A bill to regulate common carriers and creating the railroad and warehouse commission of Michigan, and defining the duties of such commission in relation to common carriers.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to authorize the village of East Jordan, in the county of Charlevoix, to raise money to make public improvements in said village to issue

bonds therefor, and to provide for the levying of taxes therein to pay the same.

Mr. McLaughlin gave notice that at some future day he would ask leave to introduce

A bill to provide for the selection of candidates for municipal office in the city of Detroit.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to establish a municipal court in and for the village of Witherell-Woods, and define its jurisdiction.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to incorporate the public schools of Whiterell-Woods.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Whiterell-Woods.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the city of Muskegon.

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Hammonds Bay, Presque Isle county, and to provide for police regulation and an election and voting precinct at said place.

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to provide for the return of petit and grand jurors for the city of Alpena.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A bill to revise and amend an act, entitled "An act to incorporate the city of Bay City," approved March 21, 1865, as amended and revised by the several acts amendatory and revisionary thereof. Approved March 30, 1881.

Mr. Gilbert gave notice that at some future day he would ask leave to introduce

A bill to amend sections 3, 11, 27, 28, 30, 78 and 168 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of Isabella in the county of Isabella.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to revise the charter of the city of Mount Pleasant in Isabella county.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of Chandler in the county of Isabella.

Mr. Fleshiem gave notice that at some future day he would ask leave to introduce

A bill to authorize the public schools of the city of Gladstone, in the

county of Delta, to borrow money to be used in the payment of outstanding school orders of said school district, for the purchase of grounds and the construction of school buildings and to issue bonds therefor.

Mr. Pascoe gave notice that at some future day he would ask leave to introduce

A bill to disorganize the township of Clifton in the county of Keeweenaw, and attach the territory of said township to the township of Allouez.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to bring the Grand River Valley railroad company and its lessees, grantees and assignees and the railroad and property and business now or heretofore owned, leased or operated by said company in this State, within the full scope and operation in all respects of the general railroad laws of this State, and to repeal act No. 93 of the session laws of 1846 entitled "An act to incorporate the Grand River Valley railroad company" approved May 4, 1846, and to repeal all acts amendatory or supplemental thereto and to repeal all other acts or parts of acts inconsistent with this act.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to detach certain territory from the township of McMillen, in the county of Luce, in the State of Michigan, and to organize the township of Calhoun, in said county.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill to amend title 17 of act No. 304 of the local acts of 1889, entitled "An act to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city, and to repeal an act entitled 'An act to incorporate the village of Lakeside, in the county of Muskegon,' " approved March 21, 1883, approved March 5, 1887, by adding a section thereto to stand as section 7.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to bring the Detroit, Grand Haven & Milwaukee railroad company and the railroad and property and business now or heretofore owned, leased or operated by said company in this State within the scope and operation in all respects of the general railroad laws of this State and to repeal all acts of incorporation and consolidation or other acts under which said company has heretofore claimed special privileges, franchises and exemptions not granted by said general railroad laws and to designate a board to adjudicate any claim for damages which may be made against this State on account of the repeal aforesaid and to repeal all other acts or parts of acts inconsistent with this act.

Mr. Brundage gave notice that at some future day he would ask leave to introduce

A bill exempting from jury duty veterans who served one year or more in the volunteer army or navy of the United States from 1861 to 1865.

Mr. Brundage gave notice that at some future day he would ask to introduce

A bill providing that all prison made goods shall be so branded.

Mr. Turnbull gave notice that at some future day he would ask leave to introduce

A bill to provide for the construction and maintenance of wagon roads



in and by the county of Alpena, and to authorize the county of Alpena to raise money therefor by issuing bonds or otherwise.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to revise and amend an act entitled "An act to incorporate the city of Bay City," approved March 21, 1865, as amended and revised by the several acts amendatory and revisionary thereof, approved March 30, 1881.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend sections 3, 11, 27, 28, 30, 78, 168 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to provide for the taxation of railway or railroad companies originally organized under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to bring the Lake Shore & Michigan Southern railroad company, and the Erie & Kalamazoo railroad company, and the railroad property and business now or heretofore owned, leased or operated by said companies or either of them in this State, within the scope and operation in all respects of the general railroad laws of this State, and to repeal all acts of incorporation and consolidation under which said companies or either of them have heretofore claimed special privileges, franchises and exemptions, and to designate a board to adjudicate any claim for damages which may be made against this State on account of the repeal aforesaid, and to repeal all other acts or parts of acts inconsistent with this act.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Boyne Falls, Charlevoix county, Mich.

Mr. Morow gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the city of Adrian.

Mr. Barnard gave notice that at some future day he would ask leave to introduce

A bill to authorize the city of Grand Rapids to issue its bonds for the improvement of the navigation of Grand River.

Mr. Mellen gave notice that at some future day he would ask leave to introduce

A bill to reincorporate the village of Leonard, Oakland county, Michigan.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend sections 5, 6, 37 and 39 of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' approved Feb. 3, 1859, as revised and amended by the several acts

revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1887, as amended and to add one new section thereto to stand as section 95.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of chapter 2 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 20, 1885.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 96 of the public acts of 1887, relative to salaries of justices of the supreme court.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend sections 6, 7, 8, 9, 10, 14, 18, 22, 25, 47 and 48 of chapter 12 of an act entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith, approved June 7, 1883, as amended by the several acts amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 14, 18, 22, 47 and 48, of chapter 12 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith, approved June 7, 1883, as amended by the several acts amendatory thereof and to repeal all acts or parts of acts inconsistent herewith.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to amend an act to establish a board of building inspectors in and for the city of Detroit, and to define the powers and duties, being chapter 16, charter of the city of Detroit, act approved June 17, 1885.

#### MOTIONS AND RESOLUTIONS.

Mr. Fleshiem offered the following resolution:

*Resolved*, That when the Senate adjourns today, it adjourns to meet tomorrow at 10:30 o'clock, a. m;

Which resolution was adopted.

Mr. Turnbull offered the following resolution:

WHEREAS, The republican and democratic State conventions will soon meet to put in nomination candidates for the office of supreme judge; and

WHEREAS, The Judiciary committee of the Senate has a bill before it to increase the number of supreme judges; and

WHEREAS, If such a bill is to be passed the people of this State should have the privilege of electing its judges; therefore

*Resolved*, That the said Judiciary committee is hereby instructed to report immediately said bill to the Senate so the same can be acted upon in time for the spring election;

Pending which,

Mr. Morrow offered the following substitute:

*Resolved*, That the Judiciary committee be discharged from the further

consideration of the bill increasing the number of supreme judges, and that the bill be put upon its immediate passage;

Mr. McGinley moved that the substitute be laid on the table;

Which motion prevailed, and the substitute and resolution were laid on the table.

Mr. Turnbull moved that the committee on judiciary be instructed to report a bill to the Senate providing for two additional justices of the supreme court.

Pending which,

Mr. Sabin moved the previous question;

Which motion was supported.

The question then being "Shall the main question now be put?"

Mr. Turnbull demanded the yeas and nays, and

The same was ordered, a majority of all the Senators present voting therefor, by yeas and nays as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Pascoe |    |
| Brundage    | Gibson        | Pierce     |    |
| Clapp       | Hopkins       | Sabin      |    |
| Earle       | Jewell        | Steel      |    |
| Fleishem    | McGinley      | Weiss      |    |
| Fox         | Mears         | Wilkins    |    |
| French      |               |            | 19 |

#### NAYS.

|           |            |              |   |
|-----------|------------|--------------|---|
| Mr. Clark | Mr. Mellen | Mr. Turnbull |   |
| Gilbert   | Morrow     |              | 5 |

The question then being on the motion of Mr. Turnbull instructing the committee on Judiciary to report to the Senate a bill providing for two additional justices of the Supreme court,

Mr. Turnbull demanded the yeas and nays and the motion then did not prevail,

A majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|              |             |            |   |
|--------------|-------------|------------|---|
| Mr. Champion | Mr. Gilbert | Mr. Morrow |   |
| Clark        | Mellen      | Turnbull   | 6 |

#### NAYS.

|              |            |            |    |
|--------------|------------|------------|----|
| Mr. Brundage | Mr. Gibson | Mr. Pascoe |    |
| Clapp        | Hopkins    | Pierce     |    |
| Earle        | Jewell     | Sabin      |    |
| Fleishem     | McGinley   | Steel      |    |
| Fox          | McLaughlin | Weiss      |    |
| French       | Mears      | Wilkins    |    |
| Garvelink    |            |            | 19 |

#### INTRODUCTION OF BILLS.

Mr. Hopkins (by request), leave being granted, introduced Senate bill No. 235, entitled

A bill relative to exemptions in certain cases.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Hopkins, leave being granted, introduced

Senate bill No. 236, entitled

A bill to appropriate money to furnish the Central Michigan Normal School and business institute, and to provide funds for the running expenses for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on Normal School.

Mr. Hopkins, leave being granted, introduced

Senate bill No. 237, entitled

A bill to authorize justices of the peace and of all police courts having jurisdiction in cases of disorderly persons to make a special sentence for certain offenses and offenders and to enforce such special sentences.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Hopkins, leave being granted, introduced

Senate bill No. 238, entitled

A bill to amend section 1 of act No. 313 of the session laws of 1887, being an act entitled "An act to provide for the taxation and the regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering spirituous and intoxicating liquors and malt, brewed or fermented liquors and vinous liquors in this State and to repeal all acts or parts of acts inconsistent with the provisions of this act," being compiler's section 2283c' vol. 3 of Howell's annotated statutes of this State.

The bill was read a first and second time by its title and referred to the committee on Liquor traffic.

Mr. Weiss, leave being granted, introduced

Senate bill No. 239, entitled

A bill to make an appropriation for the expenses of the commissioners for the promotion of uniformity of legislation in the United States.

The bill was read a first and second time by its title and referred to the committee on Finance and appropriations.

Mr. Weiss, leave being granted, introduced

Senate bill No. 240, entitled

A bill to authorize the incorporation of associations for the improvement of municipal affairs.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, leave being granted, introduced

Senate bill No. 241, entitled

A bill in relation to jurors in courts of record in the county of Wayne, and the police and justices courts of the city of Detroit, and to revise the laws relative thereto, and to repeal all acts inconsistent with and contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Weiss, leave being granted, introduced

Senate bill No. 242, entitled

A bill to license foreign sportsmen, and prescribing a penalty for such sportsmen hunting or fishing within the borders of this State without first paying such license.

The bill was read a first and second time by its title and referred to the committee on Fisheries.

Mr. Weiss, leave being granted, introduced

Senate bill No. 243, entitled

A bill to authorize and provide for the enrollment, organization, equipment, maintenance and discipline of the naval militia of this State.

The bill was read a first and second time by its title and referred to the committee on Military affairs.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 244, entitled

A bill to amend act 136, laws of 1887, relative to blowers for emery wheels and belts.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

Mr. Weiss leave being granted introduced

Senate bill No. 245 entitled

A bill to provide for the uniform platting of all property within five miles of the present limits of the city of Detroit, to conform so far as practicable, to the general plan of the city.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 246, entitled

A bill to amend section nine of article two, of act number one hundred ninety-eight of the session laws of eighteen hundred seventy-three, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act one hundred seventy-seven of the session laws of eighteen hundred seventy-seven, and act two hundred thirty of the public acts of eighteen hundred eighty-seven, and act two hundred two of the public acts of eighteen hundred eighty-nine, and act ninety of the public acts of eighteen hundred ninety-one.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. McGinley, leave being granted, introduced

Senate bill No. 247, entitled

A bill to amend act No. 264 of the public acts of 1889, relative to disorderly persons, and to add a new section thereto.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. McGinley,

The bill was laid on the table.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 248, entitled

A bill to require all persons, corporations, joint stock companies or associations leasing to other persons, corporations, associations or joint stock companies mineral lands located in this State for the purpose of mining ores therefrom to pay a specific tax upon the amount of such ores subject to taxation.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McGinley, leave being granted, introduced

Senate bill No. 249, entitled

A bill to limit appeals to the supreme court of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 250, entitled

A bill to amend section 127 of chapter 249, being compiler's section 6940 of Howell's annotated statutes of Michigan, relative to courts held by justices of the peace.

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

Mr. McGinley, leave being granted, introduced

Senate bill No. 251, entitled

A bill to amend sections 1 and 2 of act No. 32 of the public acts of Michigan for 1891, being an act entitled "An act requiring certain of the regular terms of the circuit court for the county of Iosco to be hereafter held in the city of Au Sable."

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McGinley, leave being granted, introduced

Senate bill No. 252, entitled

A bill to amend act No. 96 of the public acts of 1887 relative to salaries of justices of the supreme court, approved May 11, 1887, so as to require said justices to reside during their terms of office in the city of Lansing.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Brundage, previous notice having been given, and leave being granted, introduced

Senate bill No. 253, entitled

A bill providing for the payment of a license fee on railway sleeping cars, regulating fare charged, and regulating the method of operating berths of said sleeping cars.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Railroads.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 254, entitled

A bill to protect State, charitable and reformatory institutions from the introduction of contagious and infectious diseases, and from the expense of the transmittal of epileptics.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Public health.

Mr. Champion, leave being granted, introduced

Senate bill No. 255, entitled

A bill to amend section No. 2 of act No. 169 of the public acts of 1891, entitled "An act to provide for a central board of control which shall have the management and control of the State Public School at Coldwater, the Michigan School for the Blind at Lansing, and the Michigan School for the Deaf at Flint, to prescribe the powers of said board and to abolish the



present boards of said institutions, and to repeal all laws inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Champion, leave being granted, introduced

Senate bill No. 256, entitled

A bill to amend section 1 of act number 140 of the public acts of 1891 entitled, "An act to provide for a State board of inspectors who shall perform the duties now performed by the advisory board in the matter of pardons, and who shall have the complete management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Criminals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing, and the Industrial Home for Girls at Adrian, and to abolish all existing boards and to annul all existing appointments."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Champion, leave being granted, introduced

Senate bill No. 257, entitled

A bill to provide for the amicable adjustment of grievances and disputes that may arise between employers and employes and to authorize the creation of a State board of mediation and arbitration.

The bill was read a first and second time by its title and referred to the committee on labor interests.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 258, entitled

A bill to provide separate grades for railroads and public highways and streets when railroads intersect such highways or streets in the city of Detroit or on the boundary between Detroit and Wayne county.

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 259, entitled

A bill to amend sections 13 and 17 of act No. 35, of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," as amended by acts numbered 131 and 222 of the session laws of 1889.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 260, entitled

A bill to amend sections 2, 3, 4, 7, 14, 15 and 17 of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof, the same being act No. 233 of the public acts of 1869.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. McLaughlin, previous notice having been given, and leave being granted, introduced

Senate bill No. 261, entitled

A bill to establish a board of childrens guardians in counties having a population or more than 100,000 persons, defining the powers and duties of said board, providing for the establishment and maintaining of homes under the care of said board.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 16, entitled

Joint resolution proposing an amendment to section 1 of article VII of the constitution of the State relative to the qualification of electors.

The joint resolution was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Sabin, leave being granted, introduced

Senate bill No. 262, entitled

A bill to provide for the control and management of the State Industrial Home for Girls, at Adrian, and to repeal all acts and parts of acts in conflict with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on Institution for the Deaf and Dumb.

Mr. Sabin, previous notice having been given and leave being granted, introduced

Senate bill No. 263, entitled

A bill making an appropriation for the support of the State public school for the years 1893 and 1894; for the sale and conveyance of land, for the purchase of additional land, for making improvements at that institution, and to provide a tax for the same.

The bill was read a first and second time by its title, and referred to the committee on State Public School.

Mr. Sabin, leave being granted, introduced

Senate bill No. 264, entitled

A bill to provide for the sale by the board of trustees of the Michigan Asylum for the Insane, of land held by the State for the use and benefit of the Michigan Asylum for the Insane at Kalamazoo, and to expend the proceeds of such sale for the purchase of other lands, by the said board of trustees of the said asylum.

The bill was read a first and second time by its title and referred to committee on Asylums for the insane.

Mr. Sabin, leave being granted, introduced

Senate bill No. 265, entitled

A bill specifying duties of health authorities, providing for a public sanitary meeting, annually, in each township, city and village, and for the adoption of estimates for ordinary sanitary work and expenditures.

The bill was read a first and second time by its title and referred to the committee on Public health.

Mr. Sabin, leave being granted, introduced

Senate bill No. 266, entitled

A bill to make an appropriation for special investigations, and inspections, and otherwise to increase the efficiency of the State Board of Health in restricting dangerous diseases.

The bill was read a first and second time by its title and referred to the committee on Public health.

Mr. Sabin, leave being granted, introduced

Senate bill No. 267, entitled

A bill to amend act No. 186 of the public acts of 1891, approved July 2, 1891, entitled "An act to authorize the cities and villages of this State to provide for the lighting of their streets and other public places therein by means of electricity or other lights."

The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Crane, previous notice having been given and leave being granted, introduced

Senate bill 268, entitled

A bill to amend Sec. 13 of Chap. 167, compiled laws of 1871, Sec. 6196 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Crane, leave being granted, introduced

Senate bill No. 269, entitled

A bill to provide for the appointment of a board to examine and admit attorneys, counselors, and solicitors and to define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Crane, leave being granted, introduced

Senate bill No. 270, entitled

A bill to regulate the crossing of railroad tracks by lines of train railway, electric and street railway lines and tracks.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Crane, leave being granted, introduced

Senate bill No. 271, entitled

A bill to regulate the height of trolley wires and other mechanical devices necessary to be placed over railroads.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Crane, leave being granted, introduced

Senate bill No. 272, entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on Institution for the Deaf and Dumb.

Mr. Fleshiem, leave being granted, introduced

Senate bill No. 273, entitled

A bill to provide for the commencement and maintenance of suits or proceedings at law or in equity against the State of Michigan in cases where real estate has been heretofore or may be hereafter bid in to this State for delinquent taxes under any general tax law thereof.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fleshiem, previous notice having been given and leave being granted, introduced

Senate bill No. 274, entitled

A bill to amend section 1 of act No. 277 of the local acts of the State of Michigan of the year 1885, entitled "An act to incorporate the village of Manistique," approved March 17, 1885, and all subsequent amendments of such section.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Fox, leave being granted, introduced

Senate bill No. 275, entitled

A bill to provide for incorporating the record of proceedings had on motions for new trials in bills of exceptions.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 276, entitled

A bill to provide for indeterminate sentences and disposition, management and release of criminals under such sentence.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, leave being granted, introduced

Senate bill No. 277, entitled

A bill to amend sections 6 and 7 of act No. 200 of the session laws of 1885, being "An act to establish an advisory board in the matter of pardons," approved June 17, 1885.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, leave being granted, introduced

Senate bill No. 278, entitled

A bill defining the position and to provide for the treatment of convicts licensed to be at large.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, leave being granted, introduced

Senate bill No. 279, entitled

A bill to preserve the purity of elections and guard against the abuse of the elective franchise by a registration of electors, and to repeal act No. 177 of the laws of Michigan of 1859, approved February 14, 1859.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Elections.

Mr. Gibson, leave being granted, introduced

Senate bill No. 280, entitled

A bill to regulate the docketing of appeal cases in the circuit court for the third judicial circuit.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gibson, leave being granted, introduced

Senate bill No. 281, entitled

A bill to regulate fishing in Wild Fowl bay.

The bill was read a first and second time by its title and referred to the committee on Fisheries.

Mr. Gibson, leave being granted, introduced

Senate bill No. 282, entitled

A bill in relation to taxation of property in the city of Detroit.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Gibson, leave being granted, introduced

Senate bill No. 283, entitled

A bill to regulate the apportionment of business and causes in the third judicial circuit of this State.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gibson, previous notice having been given and leave being granted, introduced

Senate bill No. 284, entitled

A bill to amend section 10 of an act entitled "An act to revise the laws providing for the incorporation of manufacturing companies except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt and mercantile companies or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885, session laws of 1885, being section 4137 of Howell's annotated statutes, relating to declaring annual dividends of net profits when they exceed 10 per cent on the capital invested.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Gibson, leave being granted, introduced

Senate bill No. 285, entitled

A bill to amend sections 1, 3, 4 and 5 of an act to provide for three additional judges for the third judicial circuit, approved March, 1887.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Mears, leave being granted, introduced

Senate bill No. 286, entitled

A bill to provide for the inspection of lands delinquent for taxes for a period of five years or more for their acquirement by the State and for the subsequent care, control and sale thereof by the State.

The bill was read a first and second time by its title and referred to the committee on Taxation.

Mr. Jewell, leave being granted, introduced

Senate bill No. 287, entitled

A bill to establish an advisory board in the matter of pardons and to repeal all acts and parts of acts in conflict herewith.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Jewell, leave being granted, introduced

Senate bill No. 288, entitled

A bill to revise and amend the charter of the city of Dowagiac and acts amendatory thereof, and to repeal all acts or parts of acts in conflict therewith.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and villages.

Mr. Wilkins, leave being granted, introduced

Senate bill No. 289, entitled

A bill to create an advisory board to examine and advise in the matter of pardons, to be known as the "State advisory board in the matter of pardons," and to prescribe its powers and duties.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Wilkins, leave being granted, introduced

Senate joint resolution No. 17, entitled

Joint resolution to provide for a revision of the Constitution of the State of Michigan, by a commission, and to prescribe its powers and duties.

The joint resolution was read a first and second time by its title, ordered printed, and referred to the committee on Constitutional amendments.

Mr. Mears, leave being granted, introduced

Senate joint resolution No. 18, entitled

Joint resolution relative to refunding certain taxes heretofore paid by the county of Grand Traverse in this State.

The joint resolution was read a first and second time by its title and referred to the committee on Claims and public accounts.

Mr. Gilbert, leave being granted, introduced

Senate bill No. 290, entitled

A bill to amend section 1 of act No. 186 of the public acts of 1867, entitled "An act to authorize dissection in certain cases for the advancement of science," approved March 27, 1867, as amended by act 113 of the public acts of 1871, act 138 of the public acts of 1875, act No. 16 of the public acts of 1881, and act No. 83 of the public acts of 1885, the same being compiler's section 2284 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

Mr. Gilbert, previous notice having been given and leave being granted, introduced

Senate bill No. 291, entitled

A bill to detach the township of Gibson from the county of Bay and attach the same to the county of Arenac.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 292, entitled

A bill to amend section 7127 of the compiled laws of 1871, being section 8686 of Howell's annotated statutes of Michigan, relative to writs of error, as amended by act No 151 of the public acts of 1889, approved June 17, 1889.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Steel, leave being granted, introduced

Senate bill No. 293, entitled

A bill authorizing the village of St. Johns to borrow money for purpose of paving streets and constructing sewers.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Steel, leave being granted, introduced

Senate bill No. 294, entitled

A bill empowering the Board of State Auditors to sell at public auction lots 13, 14 and 15 of the Board of State Auditors subdivision of block 115, city of Lansing, and to cover the proceeds of such sale into the State treasury to the credit of the general fund.



The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Steel, leave being granted, introduced

Senate bill No. 295, entitled

A bill to amend act No. 290 of the session laws of 1867, entitled "An act to incorporate the village of St. Johns" and the acts amendatory thereto.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Steel, leave being granted, introduced

Senate bill No. 296, entitled

A bill to amend section 3 of act No. 157 of the session laws of 1891, entitled "An act for the relief of the supreme court by authorizing the justices thereof to employ clerical help and appropriating money to pay for the same," approved June 24, 1891.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Steel, leave being granted, introduced

Senate bill No. 297, entitled

A bill authorizing the improvement of the channel of the Maple river in the counties of Clinton and Gratiot; providing for the appointment of a commission to supervise said improvement; to define their powers and duties and to fix their compensation; authorizing the townships benefited to borrow money for the improvement of said channel and to issue bonds therefor; and to provide for the levy of taxes therein to pay the same.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Steel, leave being granted, introduced

Senate bill No. 298, entitled

A bill to amend sections 1 and 2 of act No. 152 of the session laws of 1889, being "An act to amend sections 1, 2 and 3 of act No. 2 of the public acts of 1887," approved March 15, 1887, entitled "An act to provide for the payment of bounties for the killing of English sparrows."

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Pierce, leave being granted, introduced

Senate bill No. 299, entitled

A bill to limit the terms of certain municipal officers in cities of this State.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Pierce, leave being granted, introduced

Senate bill No. 300, entitled

A bill to provide for the collection and compilation of statistics of indigence and poverty.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

Mr. Pierce, leave being granted, introduced

Senate bill No. 301, entitled

A bill to prohibit the attaching of passenger coaches to the rear of loaded freight trains on railroads in this State, and prescribing a penalty for the violation of such prohibition.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 302, entitled

A bill to amend act No. 109 of the public acts of the State of Michigan for the year 1857, being an act entitled "An act to provide for the feeing of an attorney when appointed by the court," and being sections 9046, 9047 and 9048 of Howell's annotated statutes of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 303, entitled

A bill to appropriate twenty-five thousand dollars to erect and equip a building for physical education and training at the State Normal School at Ypsilanti.

The bill was read a first and second time by its title and referred to the committee on Normal School.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 304, entitled

A bill to authorize the issue of interchangeable railroad tickets by the Railroad Commissioner of this State.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 305, entitled

A bill to require foreign insurance companies to give security for the payment of losses in certain cases.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Pierce, leave being granted, introduced

Senate bill No. 306, entitled

A bill to provide for taking the census and statistics of this State.

The bill was read a first and second time by its title and referred to the committee on State affairs.

On motion of Mr. Barnard,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until tomorrow morning at 10:30 o'clock.

*Lansing, Tuesday, February 21, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Burt.

On motion of Mr. Doran,

Mr. Burt was excused from today's session.

Mr. Morrow presented a protest signed by himself and other Senators, and, after the reading thereof, the President ordered that the protest be entered at large on the Journal.

The protest is as follows:

*To the Senate of Michigan:*

I hereby protest against the action of the majority in this Senate, in withholding the consideration of the bill providing for the election of additional judges of the supreme court, to a time when it will be impossible to provide for an election by the electors of this State, presumably for the purpose of placing it in the power of the Governor of the State to name such judges as may hereafter be provided for by this session of the Legislature.

JAS. H. MORROW,  
MYRON W. CLARK,  
SCHUYLER CHAMPION,  
PETER GILBERT,  
E. T. MUGFORD,  
HARVEY MELLEN,  
LEWIS C. HOUGH,  
PETER DORAN.

The President announced the following: Report of the commissioners for the promotion of uniformity of legislation in the United States. Appointed pursuant to concurrent resolution No. 7, approved June 5, 1891.

*To the Legislature:*

The commissioners for the promotion of uniformity of legislation in the United States, pursuant to the requirement of concurrent resolution No. 7 laws of 1891, respectfully report as follows:

Every thoughtful man who has given attention to the matter, recognizes the need of greater uniformity of state legislation upon many subjects not within federal jurisdiction. Testamentary devices good in one state are void in another; deeds executed according to the laws of one state are inoperative in another; marriage valid in one state is unlawful cohabitation in another; children born in lawful wedlock in one state, are illegitimate in another, by reason of the unfortunate diversity of laws in the several states. Commerce and business are handicapped, and justice sometimes defeated, by the mere fact of this diversity of laws.

Many of the bar associations, and, to a limited extent, the boards of trade of the country, have, during the last few years, been urging the importance of action looking to greater uniformity of state laws. The first legislative action upon the subject was taken by the state of New York in the enactment of the law found in chapter 205, laws of 1890.

This step so commended itself to other states, that Delaware, Georgia, Massachusetts, Michigan, Mississippi, New Jersey and Pennsylvania soon appointed like commissioners.

The concurrent resolution, by authority of which the commissioners for Michigan were appointed, uses substantially the language of the New York law, and provides as follows:

"It shall be the duty of said board to examine the subjects of marriage and divorce, insolvency, forms of notarial certificates, acknowledgment and execution of deeds, execution and probate of wills, descent and distribution of property, and other subjects; to ascertain the best means to effect an assimilation and uniformity in the laws of the states, and for that purpose, in their discretion, to meet representatives of other states in convention, to draft uniform laws for submission and adoption by the several states, and to advise and recommend such other courses of action as shall best accomplish the purpose of this resolution. The said commissioners shall serve without compensation, and shall present at the next session of the Legislature of this state, by forms of bills or otherwise, such legislation as they may recommend."

The commissioners appointed by the governor of the State, organized on the 20th day of July, 1892, by the selection of S. M. Cutcheon as president and C. W. Casgrain as secretary, and at once opened correspondence with commissioners of other states in reference to a general conference, which resulted in an invitation from the New York commissioners, extended in accordance with the terms of the New York act, to meet at Saratoga Springs on the 24th of August, 1892. Seven states were represented at the conference by duly appointed commissioners. The commissioners for Mississippi did not appear. The conference organized by the election of Henry R. Beekman, president of the New York commissioners as chairman, and Frederic J. Stimson, secretary of the Massachusetts commissioners, as secretary.

The work done, the conclusions reached, and the recommendations made by that conference, are fully set forth in a report thereof, which is submitted herewith and made a part hereof. After several sessions at Saratoga Springs, the conference adjourned to meet again in the city of New York on the 15th day of November, 1892, in order to give time to consider more fully the work already proposed and the advisability of entering upon any broader fields of legislation before a larger number of states should be represented.

The second conference was held pursuant to adjournment in the rooms of the bar association of New York, and the same states were again represented. This report has been delayed in the expectation that the report of that conference prepared by its officers, could also be submitted and made a part of this report, but it has not been published. The bills agreed upon, and other legislation recommended by the conference are herewith submitted.

It is with no little state pride that the commissioners call attention to the fact that much of the legislation recommended by the conference is already on our statute books, and that fewer changes will be required in our laws than in those of almost any other state to bring them into complete harmony with the recommendations of the conference.

The commissioners considered and with great unanimity adopted recommendations in reference to:

1. Acknowledgment and execution of deeds.

2. Marriage and divorce.
3. Execution and probate of wills.
4. Maturity of notes and bills of exchange.
5. Weights and measures.

### I.

The recommendations made under the first head, if adopted, would provide a statutory form of acknowledgment of deeds and like instruments in case of corporations and joint stock associations, and would dispense with the necessity of any other witness when a deed is duly acknowledged, and would require but one witness when not so acknowledged. Although this provision would be a departure from the rule now in force in this State, it is the law of a majority of the states, and experience has shown that two witnesses constitute no additional safeguard. The commissioners representing states in which two witnesses are now required, concurred in this recommendation in the hope that thereby uniformity in the matter might be attained.

### II.

In some respects the most important, as well as most difficult subjects referred to the commissioners by the acts providing for their appointment, are those of marriage and divorce. They are important because they deal with the family which is the conservative force of American society; difficult because of the conflicting provisions of the statutes in the several states, and the divergent views in relation to the subject matter held by citizens, law makers and courts in different parts of the country. It was thought best, for the present at least, to make no recommendations as to causes for divorce. Under the laws of some of the states, a complainant can secure a decree of divorce without notice to or knowledge of the defendant. Such divorces are often unjust and fraudulent. To prevent such fraudulent divorce, the conference recommends that no judgment or decree of divorce should be granted unless the defendant be domiciled within the state in which the action is brought, or shall have been domiciled therein at the time the cause of action arose, or unless the defendant shall have been personally served with process within said state, or shall have voluntarily appeared in such action or proceeding.

Our statute, if carefully applied, guards fairly well against fraudulent divorce, but it would be strengthened by amending it so as to incorporate the foregoing provision.

On the subject of marriage, the legislation suggested by the conference is an improvement on the laws of many of the states, but no action is required by the legislation of Michigan to meet the suggestion.

### III.

The proposed "Act relating to the execution of wills," is in harmony with the law of this State.

The proposed "Act relative to the probate in this State, of foreign wills," should, we think, commend itself to the Legislature of this State. There seems to be no good reason why a will duly admitted to probate in the place of the testator's domicile should be subject to contest in each State where the testator owned property at the time of his death.

## IV.

No good reason exists for continuing the fiction of "days of grace" on promissory notes or bills of exchange. Some states have already abolished it. The Michigan bankers association has recommended that the same action be taken by the Legislature of Michigan.

In some states promissory notes and bills of exchange which fall due on Sunday or other legal holiday, are made payable on the secular or business day next preceding, and in others on the secular or business day next succeeding such Sunday or holiday. It would prove a great convenience to business if the law of the several states could be made uniform in these respects. The conference unanimously recommended the enactment of the law in all the states abolishing days of grace, and making paper falling due on Sunday or a holiday payable and presentable for payment on the secular or business day next succeeding such Sunday or holiday.

## V.

The report of the Saratoga conference says, "It will probably be a surprise to most people to learn that the legal weights of a bushel, for instance, with the exception of wheat alone vary in all the states for all kinds of grain and important commodities of trade, such as rye, barley, coal, potatoes, apples, grass seed, etc. The inconvenience, if not the absurdity of this must be evident to everyone."

The conference recommended a table of weights and measures to be adopted by all the states. The table will be found on page ten of "Forms of bills recommended and resolutions adopted."

It will be observed that the conference sought to avoid as far as possible the repeal of the statutes existing in the several states, by providing that the forms now in use or the forms suggested by the conferences should be equally valid. It was thought in that way the people of the several states, while not compelled to abandon familiar forms, would come by degrees to adopt those common to the several states, until such common forms should come into general use.

This movement, looking to uniformity in state laws, is one of great importance, and deserves the cooperation of all the states. It will require time to bring about the desired result.

The conference adjourned to meet in August, 1893, subject to an earlier call by the chairman. It is hoped that a larger number of states will be represented in the next conference, and that in the meantime the recommendations will be acted upon by the legislatures of the states heretofore represented.

Bills to give effect to the recommendations of the commission are herewith presented.

The general expenses of the two conferences were borne by the states of New York and Massachusetts. Michigan should bear her share of such expenses, as well as the expenses of her own commission, which have so far been paid by her commissioners. It is well enough that the commissioners serve without compensation, but it is hardly just that they be required to pay the expenses of the commission while engaged in the duties thereof. We therefore recommend that an appropriation be made



to meet such expenses, both past and future, as shall be rendered to and audited by the Board of State Auditors.

Respectfully submitted,

S. M. CUTCHEON,  
A. C. MAXWELL,  
CHAS. W. CASGRAIN.

Report accepted.

On motion of Mr. McLaughlin,

The report was referred to the committee on Judiciary.

#### PRESENTATION OF PETITIONS.

No. 50. By Mr. Doran: Petition of G. R. Mayhew, Grand Rapids Standard Bed Company, Palmer Shirt Co., Paintland & Co., and others, relative to rates of interest.

Referred to committee on Judiciary.

No. 51. By Mr. Doran: Petition of Berkey, Gay Furniture Co., Lemon and Wheeler Co., H. A. Weden, M. G. Teachout and others on the same subject.

Referred to committee on Judiciary.

No. 52. By Mr. Doran: Petition of Nelson Matter and Co., Earl and Hyde, Widdicomb Mantel Co., L. M. Cutcheon, Dean Printing and Publishing Co., on the same subject.

Referred to committee on Judiciary.

No. 53. By Mr. Doran: Petition of Vanderburg Manufacturing Co., Otte Brothers, A. E. Worden, Thomas E. Wykes and others on the same subject.

Referred to committee on Judiciary.

No. 54. By Mr. Doran: Petition of Olney & Judson Grocer Co., Eaton, Lyon & Co., Foster, Stevens & Co., Grand Rapids business college and others on the same subject.

Referred to committee on Judiciary.

No. 55. By Mr. Doran: Protest of the Michigan State Assembly Knights of Labor against the repeal of the Miner electoral law.

Referred to committee on State affairs.

No. 56. By Mr. Steel: Petition of G. E. Corbin asking an amendment to an act regulating the practice of dentistry in the State of Michigan.

On motion of Mr. Steel,

The petition was ordered spread on the Journal as follows:

*St. Johns, February 20, 1893.*

*To the members of the Senate and House of Representatives of the Legislature of the State of Michigan:*

HON. SIRS—Like the pharmacy law, and the law to regulate the practice of medicine, the law to regulate the practice of dentistry is necessary, and to a large extent has accomplished its object, viz., that of protecting the community from the baneful effects of incompetency. The State supplies excellent facilities for the education of pharmacists, physicians and dentists.

Not only the health and comfort but the *lives even* of the entire community are dependent upon the knowledge, skill and conscience of these three classes of public servants. Having furnished the best of educational facilities, it is but just and best that the State shall insist upon competency. The least time served by any member of the present board of examiners in

such capacity is five years, so that all well understand the workings of the dental law.

Since its amendment in 1891, it seems to possess only one radical defect, and that is simply in the matter of enforcing its penalties.

As knowledge and consequent possibilities in dentistry have greatly increased under the workings of Michigan's dental law, the breach between competency and incompetency has yearly grown wider, until the incompetent persons who defy the law are doing *relatively* far more damage than formerly. Complaints have been made to the board from numerous counties in the State that it has been impossible to induce the prosecuting attorneys of said counties to proceed against violators of the dental law. The requirements of the law are reasonable. All competent parties can easily place themselves aright under the law. All others should be restrained. A very few vigorous prosecutions would, doubtless, have the effect to cause a portion of the offenders to qualify themselves, and the balance to desist from practice.

It has been thought desirable to call the attention as your honorable bodies to the above facts, and, if in accordance with your judgments to effect the desired object, to most respectfully request that section 10 of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," be so altered and amended as to read as follows, viz.:

SEC. 10. It shall be the duty of the board of examiners to investigate complaints and to cause the prosecution of all persons violating the provisions of this law. All fines imposed and collected for said violations shall be paid to the treasurer of the board of examiners, to be used by said board, so far as needed, to defray all necessary, direct and incidental expenses incurred in these prosecutions, and in the discharge of its other duties; but all sums of money, in excess of five hundred dollars, that may accumulate in the treasury of the board from this source shall be paid into the treasury of the State at the end of each year.

The records of said board, or a copy of any part thereof, certified by the secretary to be a true copy, attested by the seal of the board, shall be accepted as competent evidence in all courts of the State.

Very truly,

G. E. CORBIN,

*Ex-Secretary State Board of Examiners in Dentistry.*

Referred to the committee on Public health.

No. 57. By Mr. Mears: Petition of N. N. Albeo, P. W. Nichols, Carl L. Warner and others relative to the catching of certain fish in the waters of Big and Little Clam lakes.

Referred to committee on State affairs.

No. 58. By Mr. Mears: Petition of Fred H. Aldrich, Dave S. Rice, S. J. Wall, Ezra Harger and others on the same subject.

Referred to committee on State affairs.

No. 59. By Mr. Gilbert: Petition of Edward S. Davis, Fred Sweeney and 30 others asking for the right to vote when absent from township or ward.

On motion of Mr. Gilbert,

The petition was spread on the Journal as follows:

*To the Senate and House of Representatives of the State of Michigan:*

The undersigned petitioners would hereby represent to your honorable

body that many of the citizens of our State are deprived of the right of suffrage, while in the line of duty, by reason of being absent from their various places of residence at the time of holding elections.

We would hereby petition your honorable bodies to enact for railroad men a law similar to that for sailors, granting them the right to vote at State and national elections, in certain places on each division of their respective roads, or have their votes registered and counted by wire at their places of registration:

Edward L. Davis,  
Alfred Millington,  
B. A. Winchell,  
F. Carse,  
Fred G. Sweeney,  
J. H. Staley,  
G. W. Thaldorf,  
H. Mann,  
J. T. Kirby,  
P. H. Whalen,  
E. H. Spencer,  
Ezra Phelps,  
Chas. Colson,  
Wm. Fuller,  
A. H. Blixberg,  
A. A. Massnick,  
F. Marshall,

O. M. Johnson,  
R. S. Tripp,  
Thos. Cavanaugh,  
H. M. Dunnigan,  
J. A. Ferguson,  
A. Lavery,  
W. J. Reynolds,  
G. B. McIntyre,  
F. W. Hastings,  
Walter Phillpotts,  
J. Page,  
T. M. Brown,  
G. S. Wills,  
Theo. Saderquert,  
M. C. Gardner,  
W. F. Garrison,  
A. J. Drummond.

Referred to the committee on Elections.

#### REPORTS OF STANDING COMMITTEES

By the committee on Counties and townships:

The committee on Counties and townships to whom was referred Senate bill No. 157, entitled

A bill to legalize and make valid the township bonds of Pentwater township, Oceana county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred Senate bill No. 191, entitled

A bill to vacate the township organization of the township of Clifton, in the county of Keweenaw, State of Michigan, and attach the territory thereof to the township of Allouez,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from further consideration of the subject.

R. E. FRENCH,  
*Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 185, entitled

A bill to provide for and authorize the construction and maintenance of a dam across the Chippewa river at the village of Isabella city in the township of Union in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works, and to generate electricity, and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate joint resolution No. 12, entitled

Joint resolution authorizing the board of State Auditors and State Librarian to procure and ship certain volumes of the Michigan supreme court reports and Howell's annotated statutes to the clerk of the United States court of appeals,

Also,

Senate joint resolution No. 7 (file No. 6), entitled

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States, providing for the election of United States senators on a general ticket by the people of each State,

CHARLES S. PIERCE, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, Mich., Feb. 17, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate joint resolution No. 7 (file No. 6), being

A joint resolution requesting the Senate and House of Representatives of the United States to propose and submit to the legislatures of the several states an amendment to the constitution of the United States, pro-

viding for the election of United States Senators on a general ticket by the people of each state.

Also

Senate joint resolution No. 12 (manuscript), being

A joint resolution authorizing the board of State Auditors and State Librarian to procure and ship certain volumes of the Michigan supreme court reports and Howell's Annotated Statutes to the clerk of the United States court of appeals.

Very respectfully,

JOHN T. RICH, *Governor*.

The message was laid on the table.

#### NOTICES.

Mr. Jewell gave notice that at some future day he would ask leave to introduce

A bill to provide for the taxation of any and every person, company, association or corporation, whether located within or without this State, that owns or is interested in and engaged in running sleeping cars or any kind of passenger, freight or stock cars over or upon any railroad wholly, or partly within this State, which cars are not the sole and exclusive property of the owners or lessees of such railroad, and for the occupancy or use of which cars charges are made additional to the ordinary fares or tolls charged by the owners or lessees of such railroad, and to prescribe penalties and means to enforce the provisions of this act, and to repeal all acts or parts of acts inconsistent with said provisions.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Kingston, Tuscola county.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to amend section 14 of an act entitled "An act to reincorporate the city of Mason," the same being act No. 272 of the session laws of 1891, approved April 3, 1891.

#### MOTIONS AND RESOLUTIONS.

Mr. McGinley offered the following resolution:

*Resolved*, That the use of the Senate chamber be granted to the Judiciary committee, on the evening of Thursday, March 2, next, for the purpose of hearing arguments for and against the so called barber's Sunday closing bill.

Which resolution was adopted.

Mr. Turnbull offered the following resolution:

*Resolved*, That the secretary of the Senate notify the Board of State Auditors of the action of the Legislature taken with reference to causing electric lights to be placed in the State library;

Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. French, previous notice having been given and leave being granted, introduced

Senate bill No. 307, entitled

A bill to revise and amend certain parts and sections of the "Act to

amend and revise the charter of the city of Port Huron," approved June 17, 1885, and the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. French, unanimous consent being given, introduced

Senate bill No. 308, entitled

A bill to restrain improper influencing of jurors.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. French, unanimous consent being given, introduced

Senate bill No. 309, entitled

A bill to amend act No. 147 of the public acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act by adding one section thereto to stand as section 15.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 310, entitled

A bill to amend sections 3 and 4 of an act, entitled "An act to revise an act relative to free schools in the city of Grand Rapids," approved March 15, 1871 (which said revision was approved May 9, 1877), and the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villagee.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 311, entitled

A bill to provide for the parole of inmates of the State Prison at Jackson.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 312, entitled

A bill for the creation of inquests on fires and the accumulation and reporting of fire statistics.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 313, entitled

A bill to amend section 4 of act No. 148 of the session laws of 1881, being "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State," being section 4357 of chapter 137, Howell's statutes.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 314, entitled

A bill to amend section 8 of an act entitled "An act to establish an insurance bureau," approved April 13, 1871, being compiler's section 4213, Howell's statutes.



The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 315, entitled

A bill to provide for the location, erection, organization and management of an asylum for chronic insane.

The bill was read a first and second time by its title and referred to a special committee of three Senators to be appointed by the President.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 316, entitled

A bill to amend act No. 159, laws of 1891, entitled "An act to regulate the taking and catching of fish in the inland lakes of this State.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 317, entitled

A bill to authorize the village of East Jordan, in the county of Charlevoix, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levying of taxes therein to pay the same.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 318, entitled

A bill to amend section 1 of act No. 336 of the local acts of 1879, entitled "An act to incorporate the village of Charlevoix as amended.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Mears (by request), previous notice having been given and leave being granted, introduced

Senate bill No. 319, entitled

A bill to amend sections 9 and 10 of act No. 276, session laws of 1889, as amended by act No. 152, session laws of 1891, entitled an act for the protection of game.

The bill was read a first and second time by its title and referred to the committee on State Affairs.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 320, entitled

A bill making an appropriation for the Michigan School for the Blind for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on School for the Blind.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 321, entitled

A bill to provide for the selection of candidates for municipal office in the city of Detroit.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McLaughlin, unanimous consent being given, introduced

amend and revise the charter of the city of Port Huron," approved June 17, 1885, and the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. French, unanimous consent being given, introduced

Senate bill No. 308, entitled

A bill to restrain improper influencing of jurors.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. French, unanimous consent being given, introduced

Senate bill No. 309, entitled

A bill to amend act No. 147 of the public acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act by adding one section thereto to stand as section 15.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 310, entitled

A bill to amend sections 3 and 4 of an act, entitled "An act to revise an act relative to free schools in the city of Grand Rapids," approved March 15, 1871 (which said revision was approved May 9, 1877), and the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villagee.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 311, entitled

A bill to provide for the parole of inmates of the State Prison at Jackson.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 312, entitled

A bill for the creation of inquests on fires and the accumulation and reporting of fire statistics.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 313, entitled

A bill to amend section 4 of act No. 148 of the session laws of 1881, being "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State," being section 4357 of chapter 137, Howell's statutes.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 314, entitled

A bill to amend section 8 of an act entitled "An act to establish an insurance bureau," approved April 13, 1871, being compiler's section 4213, Howell's statutes.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Earle, unanimous consent being given, introduced

Senate bill No. 315, entitled

A bill to provide for the location, erection, organization and management of an asylum for chronic insane.

The bill was read a first and second time by its title and referred to a special committee of three Senators to be appointed by the President.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 316, entitled

A bill to amend act No. 159, laws of 1891, entitled "An act to regulate the taking and catching of fish in the inland lakes of this State.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 317, entitled

A bill to authorize the village of East Jordan, in the county of Charlevoix, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levying of taxes therein to pay the same.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Mears, previous notice having been given and leave being granted, introduced

Senate bill No. 318, entitled

A bill to amend section 1 of act No. 336 of the local acts of 1879, entitled "An act to incorporate the village of Charlevoix as amended.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Mears (by request), previous notice having been given and leave being granted, introduced

Senate bill No. 319, entitled

A bill to amend sections 9 and 10 of act No. 276, session laws of 1889, as amended by act No. 152, session laws of 1891, entitled an act for the protection of game.

The bill was read a first and second time by its title and referred to the committee on State Affairs.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 320, entitled

A bill making an appropriation for the Michigan School for the Blind for the years 1893 and 1894.

The bill was read a first and second time by its title and referred to the committee on School for the Blind.

Mr. McLaughlin, previous notice having been given and leave being granted, introduced

Senate bill No. 321, entitled

A bill to provide for the selection of candidates for municipal office in the city of Detroit.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 322, entitled

A bill as to weights and measures, and to amend section 1568 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 323, entitled

A bill as to time of maturity of promissory notes, checks, drafts and bills of exchange.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 324, entitled

A bill to amend section 1581 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 325, entitled

A bill to amend section 5805 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 326, entitled

A bill to amend section 6263 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 327, entitled

A bill to amend section 6261 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 328, entitled

A bill to amend section 6231 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 329, entitled

A bill relation to the sealing and attestation of deeds and other written instruments.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. McLaughlin, unanimous consent being given, introduced

Senate bill No. 330, entitled

A bill relating to acknowledgments of written instruments.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Champion (by request), unanimous consent being given, introduced

Senate bill No. 331, entitled

A bill to regulate the practice of medicine in the State of Michigan, and to provide suitable penalties for violation thereof.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Champion,  
The bill was laid on the table.

Mr. Fox, previous notice having been given and leave being granted,  
introduced

Senate bill No. 332, entitled

A bill making an appropriation for the general expenses of the State government, salaries of State officers, the expenses of the State departments, and the expenses of the Legislature for the years 1893 and 1884, and to provide a tax for such purposes.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Fox, unanimous consent being given, introduced

Senate bill No. 333, entitled

A bill to amend section 1 of act No. 171 of the session laws of 1873, entitled "An act establishing a State agency for juvenile offenders," approved April 29, 1873, as amended by act No. 37 of the public acts of 1875, as amended by act No. 168 of the session laws of 1885, as amended by act No. 295 of the session laws of 1887, amended by act No. 187 of the public acts of 1889, and being compiler's section No. 9894 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, previous notice having been given and leave being granted,  
introduced

Senate bill No. 334, entitled

A bill to make an annual appropriation for the publication of the proceedings of the annual meetings of the superintendents of the poor for this State.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Fox, unanimous consent being given, introduced

Senate bill No. 335, entitled

A bill to amend section 1 of act No. 87 of the public acts of 1891, entitled "An act to provide for the appropriation of money to pay the salary of the Attorney General, clerks and certain expenses in such department and to provide the manner and condition of payment and to repeal all acts and parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 336, entitled

A bill to amend sections 1, 2 and 3 of act No. 47 of the public acts of 1891, approved April 30, 1891, entitled "An act to provide for the committing pauper insane persons to the Wayne county insane asylum, and for the transfer of such persons to the State asylum, and from the State asylum to the said county asylum, and to provide for the support and maintenance of such insane persons."

The bill was read a first and second time by its title and referred to the committee on Asylums for the insane.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 337, entitled

A bill to provide for State boards of control of the State Prison at Jackson the State House of Correction and Reformatory at Ionia, the Michigan

Asylum for Insane Criminals at Ionia, the Branch of the State Prison at Marquette, the Reform School for boys at Lansing, and the Industrial Home for Girls at Adrian, and to abolish the existing State Board of inspection and to annul all existing appointments.

The bill was read a first and second time by its title and pending its reference to a committee,

Mr. Morrow raised the point of order that the subject matter of the foregoing bill was embraced in a bill which the Senate has already indefinitely postponed and that under the rules of the Senate this bill cannot now be received,

Which point of order the President held not to be well taken, the Senate rule referred to, by the word "lost," meaning lost, the question having been upon the passage of the bill, and that indefinite postponement does not come within the meaning of the term; also that the introduction of this bill is clearly in order for the reason that it does not cover the same subject matter, as any bill, consideration of which this Senate has indefinitely postponed.

The bill was referred to the committee on State affairs.

Mr. Sabin, unanimous consent being given, introduced  
Senate bill No. 338, entitled

A bill to provide for the examination of candidates for admission to the Agricultural College by the county commissioners of schools.

The bill was read a first and second time by its title and referred to the committee on Agricultural College.

Mr. Sabin, unanimous consent being given, introduced  
Senate bill No. 339, entitled

A bill to repeal an act entitled "An act to provide for a central board of control which shall have the management and control of the State Public School at Coldwater, the Michigan School for the Blind at Lansing, the Michigan School for the Deaf at Flint, to prescribe the powers of said board, to abolish the present boards of said institutions and to repeal all laws inconsistent with the provisions of this act," approved June 26, 1891.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Sabin, unanimous consent being given, introduced  
Senate bill No. 340, entitled

A bill for the protection of fish in the lakes and streams of the county of St. Joseph, State of Michigan, for a period of two years from and after the passage of this act.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. McGinley (by request), unanimous consent being given, introduced  
Senate bill No. 341, entitled

A bill to vacate the sixteenth judicial circuit, and to reorganize the thirty-first judicial circuit.

The bill was read a first and second time by its title, and  
Pending its reference to a committee,

On motion of Mr. McGinley,

The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 342, entitled

A bill to provide for the annexing of the township of White Rock in the county of Huron, to the township of Sherman in said county.



The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. McGinley,  
The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 343, entitled

A bill to forfeit all unearned swamp lands in Sanilac county, Michigan, heretofore granted for drainage purposes.

The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. McGinley,  
The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 344, entitled,

A bill to regulate the sale, manufacture and use of cigarettes within the State of Michigan and providing a penalty for same.

The bill was read a first and second time by its title and pending its reference to a committee.

On motion of Mr. McGinley.  
The bill was laid on the table.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 345, entitled

A bill to provide for the incorporation of associations for establishing scholarships in the University of Michigan for the benefit of graduates of the high schools of this State.

The bill was read a first and second time by its title and referred to the committee on University.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 346, entitled

A bill in relation to jurors in courts of record in the county of Wayne and the police and justice courts of the city of Detroit, and to revise the laws relative thereto, and to repeal all acts and parts of acts inconsistent with and contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 347, entitled

A bill to amend sections 6, 7, 8, 9, 19, 14, 18, 22, 25, 47 and 48 of chapter 12 of an act, entitled "Act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by the several acts amendatory thereof and to repeal all acts or parts of acts inconsistent herewith.

The bill was read a first and second time by its title and referred to the committees on Cities and villages.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 348, entitled

A bill to amend section 36 of chapter 90 of the revised statutes of 1846, being compiler's section 3490 of the compiled laws of 1857, compiler's section 5071, of the compiled laws of 1871, and section 6626 of the general statutes of the State of Michigan, annotated by Andrew Howell, entitled "of the court of chancery."

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Weiss, unanimous consent being given, introduced  
Senate bill No. 349, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 14, 18, 22, 47, and 48, of chapter 12, of an act entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith approved June 7, 1883, as amended by the several acts amendatory thereof and to repeal all acts or parts of acts inconsistent herewith.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given, and leave being granted, introduced

Senate bill No. 350, entitled

A bill to amend sections 6, 7, 8, 9, 10, 14, 18, 22, 25, 47 and 48 of chapter 12 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by the several acts amendatory thereof, and to repeal all acts or parts of acts inconsistent herewith.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 351, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 14, 18, 22, 47 and 48, of chapter 12 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by the several acts amendatory thereof, and to repeal all acts or parts of acts inconsistent herewith.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 352, entitled

A bill to amend sections 5, 14, 21, 24, 25, 26, and 29 of an act entitled "An act relating to burying grounds," approved Feb. 12, 1855, being sections 4732, 4741, 4748, 4751, 4752, 5753, and 4756 of Howell's annotated statutes and to add a new section to said act.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 353, entitled

A bill to amend act 3 of 1889, as amended by act No. 163 of 1891, entitled "An act to protect fish and to regulate fishing in the waters of this State by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish of certain sizes and in certain waters and for certain purposes, by prohibiting the obstruction of the free passage of fish, to protect persons engaged in fish culture and to repeal inconsistent acts.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 354, entitled

A bill to amend act No. 28, laws of 1887, entitled "An act to provide for

the appointment of a game and fish warden and to prescribe his powers and duties."

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 355, entitled

A bill to regulate the possession, use, transportation and sale of fish and game.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Weiss, unanimous consent being given, introduced.

Senate bill No. 356, entitled

A bill to revise and amend an act entitled "An act to incorporate the city of Bay City," approved March 21, 1865, as amended and revised by the several acts amendatory and revisionary thereof, approved March 30th, 1881.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 357, entitled

A bill to amend sections 3, 11, 27, 28, 30, 78 and 168 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 358, entitled

A bill to amend sections 20, 21, and 22, of an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, the same being sections 3334, 3335 and 3336 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. McGinley, previous notice having been given, and leave being granted, introduced

Senate bill No. 359, entitled

A bill to regulate common carriers and creating the railroad and warehouse commission of Michigan, and defining the duties of such commission in relation to common carriers.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Judiciary and Railroads jointly.

Mr. McGinley, previous notice having been given and leave being granted, introduced

Senate bill No. 360, entitled

A bill to amend section 3 of article 3 of an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, being act No. 198 of the session laws

of 1873; to provide for the taxation of railroad property, and to repeal the following: Section 33 of an act approved March 28, 1846, entitled "An act to authorize the sale of the Central railroad and to incorporate the Michigan Central Railroad Company." Section 21 of an act approved May 4, 1886, entitled "An act to incorporate the Grand River Valley Railroad Company." Section 2 of an act approved May 18, 1846, entitled "An act in regard to the Erie and Kalamazoo Railroad Company." Section 31 of an act approved May 9, 1846, entitled "An act to authorize the sale of the Southern Railroad and to incorporate the Michigan Southern Railroad Company." And section 9 of an act approved February 13, 1859, entitled "An act to authorize the consolidation of the Detroit & Pontiac and the Oakland & Ottawa Railroad Company so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railroad Company."

The bill was read a first and second time by its title and referred to the committees on Judiciary and Railroads jointly.

Mr. McGinley, previous notice having been given, and leave being granted, introduced

Senate bill No. 361, entitled

A bill to repeal act number 42 of the laws of Michigan for the year 1846, entitled "An act to authorize the sale of the Central railroad, and to incorporate the Michigan Central Railroad Company," and all acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committees on Judiciary and Railroads jointly.

Mr. McGinley, previous notice having been given, and leave being granted, introduced

Senate bill No. 362, entitled

A bill to regulate certain foreign secret or fraternal life insurance corporations and associations.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Pascoe, unanimous consent being given, introduced

Senate bill No. 363, entitled

A bill making an appropriation of moneys for the branch of the Michigan State Prison at Marquette.

The bill was read a first and second time by its title and referred to the committee on House of Correction at Marquette.

Mr. Pascoe, unanimous consent being given, introduced

Senate bill No. 364, entitled

A bill to disorganize the township of Clifton in the county of Keweenaw, and attach the territory of said township to the township of Allouez.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Crane, unanimous consent being given, introduced

Senate bill No. 365, entitled

A bill to repeal sections 3, 4, 5, 6, 7 and 8 of act No. 190 of the public acts of 1883, being an act entitled "An act to provide for the location, erection, organization and management of an asylum for insane criminals," the same being sections 1943c to 1943h inclusive of Howell's annotated statutes, volume 3, and section 1 of act No. 181 of the public acts of 1891, which is an act amendatory thereto, and to substitute new sections in lieu thereof.

The bill was read a first and second time by its title and referred to the committee on Asylums for the Criminal Insane.

Mr. Flesheim, unanimous consent being given, introduced

Senate bill No. 366, entitled

A bill to organize the township of Rudyard, county of Chippewa.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Fleshiem, unanimous consent being given, introduced

Senate bill No. 367, entitled

A bill to detach certain territory from the township of Inwood and attach the same to the township of Harrison in Schoolcraft county, Michigan.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Fleshiem, previous notice having been given and leave being granted, introduced

Senate bill No. 368, entitled

A bill to authorize the public schools of the city of Gladstone, in the county of Delta, to borrow money to be used in the payment of outstanding school orders of said school district, for the purchase of grounds and the construction of school buildings and to issue bonds therefor.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. Mugford, previous notice having been given and leave being granted, introduced

Senate bill No. 369, entitled

A bill to provide a standard classification for nursery stock, to regulate the sale of good stock, to prescribe a license and a license fee for nursery agents and to prescribe penalties for violations of its provisions.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Hopkins, unanimous consent being given, introduced

Senate bill No. 370, entitled

A bill to revise the charter of the city of Mount Pleasant, Isabella county.

The bill was read a first and second time by its title and pending its reference to a committee.

On motion of Mr. Hopkins,

The bill was laid on the table.

Mr. Hopkins unanimous consent being given, introduced

Senate bill No. 371, entitled

A bill to incorporate the city of Chandler in the county of Isabella,

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Hopkins,

The bill was laid on the table.

Mr. Hopkins, unanimous consent being given, introduced

Senate bill No. 372, entitled

A bill to incorporate the city of Isabella in the county of Isabella.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Hopkins,

The bill was laid on the table.

Mr. Morrow, unanimous consent being given, introduced  
Senate bill No. 373, entitled

A bill to amend certain sections of the local acts of 1887, the same being an act to incorporate the city of Adrian.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Barnard, unanimous consent being given, introduced  
Senate joint resolution No. 19, entitled

A joint resolution providing for the appointment, by the Governor, of commissioners to revise the legal procedure of this State.

The joint resolution was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Barnard, unanimous consent being given, introduced  
Senate bill No. 374, entitled

A bill to authorize the city of Grand Rapids to issue its bonds for the improvement of Grand river.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Turnbull, unanimous consent being given, introduced  
Senate bill No. 375, entitled

A bill to provide for the return of petit and grand jurors for the city of Alpena.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Turnbull,  
The bill was laid on the table.

Mr. Turnbull, unanimous consent being given, introduced  
Senate bill No. 376, entitled

A bill to incorporate the village of Hammond's Bay, Presque Isle county and to provide for police regulation and an election and voting precinct at said place.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Turnbull,  
The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced  
Senate bill No. 377, entitled

A bill to authorize the casting of votes at any election in this State by electors who are necessarily absent from their township or ward at the time of holding such elections.

The bill was read a first and second time by its title and referred to the committee on Elections,

Mr. Gilbert, unanimous consent being given, introduced  
Senate bill No. 378, entitled

A bill to amend section 33 of act No. 113 of the session laws of 1877, etc.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gilbert, unanimous consent being given, introduced  
Senate bill No. 379, entitled

A bill to amend sections 38, 39, 40, 41 and 42 of chapter 192 of the compiled laws of 1871, etc.



The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 380, entitled

A bill to amend section 1 of act No. 88 of the session laws of 1869, etc.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Willkins, previous notice having been given, and leave being granted, introduced

Senate bill No. 381, entitled

A bill making an annual appropriation for the publication of the proceedings and otherwise aiding and furthering the objects of the Michigan Pioneer and Historical Society.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Wilkins, previous notice having been given and leave being granted, introduced

Senate bill No. 382, entitled

A bill to provide the manner of dividing townships into two or more voting precincts.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Steel, unanimous consent being given, introduced

Senate bill No. 383, entitled

A bill to provide for the construction, repair and maintenance of county roads in the State of Michigan.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Steel,

The bill was laid on the table.

Mr. Steel, unanimous consent being given, introduced

Senate bill No. 384, entitled

A bill appropriating a sum of money for the erection of a residence for the use of the Governor and providing for the appointment of three commissioners to supervise the erection thereof and to define their powers and duties.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Steel,

The bill was laid on the table.

Mr. Steel unanimous consent being given introduced

Senate bill 385 entitled

A bill to regulate the practice of medicine in the State of Michigan and to license physicians and surgeons and to punish persons violating the provisions thereof.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 386, entitled

A bill to bring the Detroit, Grand Haven and Milwaukee railroad company and the railroad and property and business now or heretofore owned, leased or operated by said company in this State within the scope and

operation in all respects of the general railroad laws of this State and to repeal all acts of incorporation and consolidation or other acts under which said company has heretofore claimed special privileges, franchises and exemptions not granted by said general railroad laws, and to designate a board to adjudicate any claim for damages which may be made against this State on account of the repeal aforesaid, and to repeal all other acts or parts of acts inconsistent with this act.

The bill was read a first and second time by its title and referred to the special committee on Railroad taxation.

Mr. Jewell previous notice having been given and leave being granted, introduced

Senate bill No. 387, entitled

A bill to bring the Lake Shore & Michigan Southern railroad company, and the Erie & Kalamazoo railroad company, and the railroad property and business now or heretofore owned, leased or operated by said companies or either of them in this state, within the scope and operation in all respects of the general railroad laws of this State, and to repeal all acts of incorporation and consolidation under which said companies or either of them have heretofore claimed special privileges, franchises and exemptions, and to designate a board to adjudicate any claim for damages which may be made against this State on account of the repeal aforesaid, and to repeal all other acts or parts of acts inconsistent with this act.

The bill was read a first and second time by its title and referred to the special committee on Railroad taxation.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 388, entitled

A bill to provide for the taxation of railway or railroad companies originally organized under any special act or acts of incorporation or consolidation, or which have heretofore been taxed under any special act or acts, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to special committee on Railroad taxation.

Mr. Jewell, previous notice having been given and leave being granted, introduced

Senate bill No. 389, entitled

A bill to bring the Grand River Valley railroad company and its lessees, grantees and assignees and the railroad and property and business now or heretofore owned, leased or operated by said company in this State, within the full scope and operation in all respects of the general railroad laws of this State, and to repeal act No. 93 of the session laws of 1846, entitled "An act to incorporate the Grand River Valley railroad company," approved May 4, 1846, and to repeal all acts amendatory or supplemental thereto and to repeal all other acts or parts of acts inconsistent with this act.

The bill was read a first and second time by its title and referred to the special committee on Railroad taxation.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 390, entitled

A bill to prescribe the manner of conducting and to prevent deception and fraud at elections in this State.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Fox,

The bill was laid on the table.

Mr. Mellen, previous notice having been given and leave being granted, introduced

Senate bill 391, entitled

A bill to reincorporate the village of Leonard, Oakland county, Michigan.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Clapp, unanimous consent being given, introduced

Senate bill No. 392, entitled

A bill to amend sections 1 and 2 of act No. 4 of the public acts of 1885, and also to amend sections 1 and 2 of act No. 29 of the public acts of 1889, entitled "An act for payment of bounties for the killing of English sparrows," and also to amend sections 1 and 2 of act 152 of the public acts of 1889, being compiler's section, of 3 Howell's annotated statutes of the State of Michigan, numbers 2259a, 2259b, 2259c, 2259d, and to add two new sections known as sections 3 and 5.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Pierce, unanimous consent being given, introduced

Senate bill No. 393, entitled

A bill to amend section 46 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, as amended by act No. 174 of the public acts of 1883, approved June 7, 1883, as amended by act No. 150 of the public acts of 1887, approved June 7, 1887, being compiler's section 3357b of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Earle, previous notice having been given and leave being granted, introduced

Senate bill No. 394, entitled

A bill to incorporate the city of Belding, Ionia Co.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Earle,

The bill was laid on the table.

Mr. Clapp, unanimous consent being given, introduced

Senate bill No. 395, entitled

A bill to amend section 23 of act No. 135, entitled "An act to amend, revise and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act No. 164 of the laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873.

The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 396, entitled

A bill to amend section 1 of chapter 2 of act No. 227 of the public acts of 1885, entitled "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 20, 1885.

The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Clapp, unanimous consent being given, introduced

Senate bill No. 397, entitled

A bill to amend sections 9 and 12 of act No. 276 of the public acts of 1889, entitled "An act for the protection of game," approved July 6, 1889, as amended by act No. 152 of the public acts of 1891, approved June 24, 1891.

The bill was read a first and second time by its title and pending its reference to a committee.

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Clapp, unanimous consent being given, introduced

Senate bill No. 398, entitled

A bill to amend sections 5, 6, 37 and 39 of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' approved February 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1887, as amended and to add one new section thereto to stand as section 95.

The bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Brundage, unanimous consent being given, introduced

Senate bill No. 399 entitled

A bill to amend title 17 of act No. 304 of the local acts of 1889, entitled "An act to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city, and to repeal an act entitled 'An act to incorporate the village of Lakeside, in the county of Muskegon,'" approved March 21, 1883, approved March 5, 1887, by adding a section thereto to stand as section 7.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Cities and villages.

Mr. Brundage, unanimous consent being given, introduced

Senate bill No. 400, entitled

A bill to detach certain territory from the township of McMillan, in the county of Luce, in the State of Michigan, and to organize the township of Calhoun, in said county.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Counties and townships.

Mr. Turnbull, unanimous consent being given, introduced

Senate bill No. 401, entitled

A bill to provide for the construction and maintenance of wagon roads in and by the county of Alpena, and to authorize the county of Alpena to raise money therefor by issuing bonds or otherwise.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Turnbull, the bill was laid on the table.

Mr. Steel (by request), unanimous consent being given, introduced

Senate bill 402, entitled

A bill to prohibit the killing of any game bird for the purpose of selling the same, and to provide penalties and punishments therefor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Hopkins, unanimous consent being given, introduced

Senate bill No. 403, entitled

A bill authorizing the improvement of the channel of the outlet of Willow Lake in the town of Vernon, in the county of Isabella, for the purpose of lowering the waters of said lake and reclaiming certain lands; providing for the appointment of a commission to supervise said improvement; to define their powers and duties and to fix their compensation; authorizing the townships benefited to borrow money for the improvement of said channel and to issue bonds therefor; and to provide for the levy of taxes thereon to pay the same.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Hopkins,

The bill was laid on the table.

Mr. Clapp presented the following protest, and after the same was read by the Secretary the President announced that the same would be entered at large on the Journal:

The following is the

PROTEST.

I protest that, in my judgment, the conclusions arrived at in the protest signed by Myron W. Clark and others, relative to action of the Senate in refusing to order out a bill, now under consideration before the Judiciary committee, concerning the relief of the supreme court, are not warranted by the facts, and also for the reason that if certain other bills and joint resolutions shall be acted favorably upon, there will be no necessity for any addition to the supreme court, and the expense thereof will be rendered unnecessary.

F. W. CLAPP.

On motion of Mr. Doran

The Senate took a recess until this afternoon at 2 o'clock.

---

AFTER RECESS.

2 o'clock, p. m.

The Senate met and was called to order by the President.

A quorum present.

The Secretary announced relative to the resolution adopted this morning instructing him to advise the Board of State Auditors of the action of the Legislature in regard to lighting the State library with electricity, that the

Senate has not yet been informed as to whether the House has taken any action on the concurrent resolution in relation to the subject mentioned, and the Secretary has refrained from giving notice to the Board of State Auditors, pending the receipt of a message from the House returning said concurrent resolution.

No. 63. By Mr. Clapp: Petition of Caroline Kingman, F. M. Wadleigh and 100 other citizens, praying for legislation providing employment for the inmates of penal institutions.

On motion of Mr. Clapp the petition was ordered spread on the Journal as follows:

*To the Honorable Senate and House of Representatives:*

We, the undersigned citizens of the city of Battle Creek, in the county of Calhoun, petition your honorable body to consider and approve the proposition of providing remunerative employment for the inmates of penal institutions in the several counties of the State, believing that the public justice, public economy and public safety would be greatly enhanced by such reform.

The unanimity of expression from our wisest and best minds in their investigations regarding the means and methods of reform in the administration of justice in our penal and charitable, state and county laws, all point to the introduction of a self-helping industrial method in connection with the existing policy of our county agency.

|                           |                         |
|---------------------------|-------------------------|
| Fred M. Wadleigh          | C. Van Valkenburgh      |
| Mary W. Skinner           | Mrs. C. Van Valkenburgh |
| C. M. Adams               | F. Wickham              |
| Mrs. C. M. Adams          | I. H. Morley            |
| Chas. E. Barnes           | Mr. L. H. Morley        |
| Ella Barnes               | Miss Minnie Morley      |
| Z. C. Spencer             | Geo. E. Howes           |
| Emily K. Spencer          | Mrs. Geo. E. Homes      |
| A. K. Hill                | C. E. Lyman             |
| Mrs. Cordelia M. C. Stone | Mrs. R. B. Merritt      |
| Mrs. F. E. Griswold       | Ella S. Willson         |
| U. A. Teet                | Frederick J. Willson    |
| J. H. Knight              | Ars. C. E. Lyman        |
| Emma J. Knight            | Miss E. L. Wilson       |
| Chas. M. Stephens         | Will Tagg               |
| Mrs. Chas. M. Stephens    | Grace Rowen             |
| Mrs. Ida Briston          | Sarah Chandler          |
| Mrs. H. T. Briston        | Elizabeth M. C. Merritt |
| S. C. Wells               | Chas. Merritt           |
| J. I. Keene               | Chas. F. Bock           |
| Mrs. Wm. J. Hamilton      | S. Boberts              |
| John Hamilton             | O. S. Clark             |
| S. P. Poole               | S. S. Hulbert           |
| Mary E. Poole             | Richmond Kingman        |
| Louis Knester,            | R. H. Taft,             |
| Arth W. Nerr,             | M. C. Spier,            |
| Geo. B. Replogle,         | F. B. Skinner,          |
| G. B. Satterlee,          | Michael Neale,          |
| B. H. Melendy,            | T. H. Jennings,         |
| Lycurgus McCoy,           | John J. Evans,          |
| Chas. Stone,              | Thos. D. Kirby,         |



J. H. Staley,  
 L. W. Robinson,  
 Caroline Kingman  
 Martha Pugsley, Treas. Charita-  
 ble Union.  
 Abbie E. Preston  
 Nettie L. Cummings  
 May Penniman  
 Lydia Willis

W. D. Farley,  
 Wm. S. Potter,  
 Nelson Toland,  
 Josephine Judkins  
 Lillian Raymond  
 Elizabeth M. C. Merritt  
 Edith J. Stome  
 Abbi R. Flagg, Fin. Sec. Charit-  
 able Union

Referred to the committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report, as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 69 (file No. 19), entitled

A bill to amend act No. 154 of the public acts of 1867, entitled "An act to authorize the organization of young men's christian associations," as amended by act No. 60 of the public acts of 1891, being chapter 177 of Howell's annotated statutes, by adding a section thereto to stand as section 7 of said act.

Also,

A bill to authorize and provide for the purchase of a tract of land to be used in connection with the asylum for the insane for the county of Wayne.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

#### NOTICES.

Mr. Pascoe gave notice that at some future day he would ask leave to introduce

A bill to revise or amend the charter or act of incorporation of the city of Negaunee.

Mr. Hopkins gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of Harbor Springs and to repeal act 305 of the session laws of 1881, approved March 10, A. D. 1881.

Mr. French gave notice that at some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to incorporate the city of Marine City in the county of St. Clair," and the acts amendatory thereof.

On motion of Mr. Sabin,

The Senate took a recess until 4 o'clock p. m.

#### AFTER RECESS.

4 o'clock P. M.

The Senate met and was called to order by the President.  
 Quorum present.

By unanimous consent the Senate resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Sabin, by unanimous consent offered the following resolution:

*Resolved*, That when the Senate adjourn today that it adjourn to tomorrow morning at 8 o'clock.

Pending which Mr. Doran moved to amend by making the hour 6 o'clock, which amendment was not concurred in.

The resolution was then adopted.

By unanimous consent the Senate resumed the order of

NOTICES.

Mr. Mears gave notice that at some future day he would ask leave to introduce

A bill to amend section 1, act No. 265 of the local acts of 1885, entitled "An act to reincorporate the city of Cadillac and to repeal act No. 254 of the session laws of 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled 'An act to amend section 1 of act No. 254 of the session laws of 1877,' approved March 20, 1877, entitled 'An act to incorporate the city of Cadillac and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875," approved March 6, 1885.

Mr. Hough, gave notice that at some future day he would ask leave to introduce

A bill to amend section 5 of local act No. 292 of the acts of the Legislature of the State of Michigan for 1879 entitled "An act to reincorporate the village of Plymouth, county of Wayne, State of Michigan.

Mr. Hough gave notice that at some future day he would ask leave to introduce

A bill to authorize and empower the village of Witherell-Woods to construct, operate and maintain a sewerage system, and to acquire the right of way through lands out side of the village for such sewerage system for the purpose of securing an outlet therefor.

Mr. Clapp gave notice that at some future day he would ask leave to introduce

A bill to reincorporate the village of Homer in the county of Calhoun, Michigan.

By unanimous consent the Senate resumed the order of

INTRODUCTION OF BILLS.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 404, entitled

A bill to incorporate investment and guaranty companies and to prescribe their powers.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 405, entitled

A bill to bill to establish a homoepathic medical college in Detroit.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 406, entitled

A bill to require the township highway commissioners of Hamtramck and Greenfield to turn over to the city of Detroit all road district moneys known as delinquent highway moneys.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Weiss, previous notice having been given and leave being granted, introduced

Senate bill No. 407, entitled

A bill to incorporate the city of Dearborn, Wayne county, Michigan.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Clark, unanimous consent being given, introduced

Senate bill No. 408, entitled

A bill to prohibit the use of the term "bank," "banker" or "bankers" to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or of the United States.

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. French, unanimous consent being given, introduced

Senate bill No. 409, entitled

A bill to amend section 142 of chapter 90 of the revised statutes of 1846, the same being section 6736 of Howell's annotated statutes of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, unanimous consent being given, introduced

Senate bill No. 410, entitled

A bill to prescribe the manner of conducting and to prevent fraud and deception at general elections.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Fox, unanimous consent being given, introduced

Senate bill No. 411, entitled

A bill to provide for the appointment of a commissioner of escheated estates, and to define his duties and fix his compensation.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Fox, unanimous consent being given, introduced

Senate bill No. 412, entitled

A bill to provide for the construction and maintenance of a drain in and through the townships of Rich and Deerfield in the county of Lapeer and State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Fox, previous notice being given and leave being granted, introduced

Senate bill No. 413, entitled

A bill to incorporate the village of Kingston in the county of Tuscola, State of Michigan.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Fox,

The bill was laid on the table.

Mr. Brundage, unanimous consent being given, introduced

Senate bill No. 414, entitled

A bill providing that all persons employing female help in stores shall provide seats for the same when not actively employed.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Brundage,

The bill was laid on the table.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 415, entitled

A bill to amend the charter of the city of Muskegon.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Brundage,

The bill was laid on the table.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 416, entitled

A bill exempting from jury duty veterans who served one year or more in the volunteer army or navy of the United States from 1861 to 1865.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Brundage, previous notice having been given and leave being granted, introduced

Senate bill No. 417, entitled

A bill providing that all prison made goods shall be so branded.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 418, entitled

A bill to provide for the straightening, opening, deepening and widening Black river in Sanilac county, and making an appropriation of State swamp land for same, or otherwise appropriating certain moneys for said purposes as aforesaid, out of any money or moneys in the State Treasury usually in such cases made and provided.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. McGinley,

The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 419, entitled

A bill to provide for the refunding of certain moneys due from the State of Michigan to the counties of Sanilac and Huron in said State.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,

The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 420, entitled

A bill to provide for extra pay for the overtime in which brakemen and other employes employed in the various railroad lines in this State are compelled to labor.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,

The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 421, entitled

A bill to declare forfeited certain swamp or overflowed lands or other lands granted in pursuance of any agreement between the State of Michigan and parties in the county of Sanilac, and to cause the same to be placed on sale at the land office by reason of the terms of the original grant from the State of Michigan to said parties not having been complied with and therefore said lands having been forfeited should be and are so declared.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,

The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 422, entitled

A bill prohibiting the sale or the keeping or offering for sale of cigarettes, so called, or any similar article, and to provide a penalty therefor.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 423, entitled

A bill to regulate the practice and business of embalming the dead bodies of human beings.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 424, entitled

A bill to prevent the sale and use of infected milk and milk products by prohibiting the sale and providing for the punishment of offenders.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 425, entitled

A bill to restrict the sale, by hawkers or peddlers, of drugs and medicines.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 426, entitled

A bill to regulate the practice of medicine requiring certain qualifica-

tions of persons beginning the practice of medicine in Michigan and the registration of all practitioners.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 427, entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 127, laws of 1879, as amended by act No. 49 of the laws of 1881, act No. 20 of the laws of 1883, and act No. 71, laws of 1891.

The bill was read a first and second time by its title and ordered printed and referred to the committee on State affairs.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 428, entitled

A bill to amend sections 1, 2, and 3 of act No. 230 laws of 1885, approved June 20, 1885 entitled "An act to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases," and to add four new sections thereto to stand as sections 4, 5, 6, and 7.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Gibson, unanimous consent being given, introduced

Senate bill No. 429, entitled

A bill for the protection of fish and the regulation of fishing in the waters of this State.

The bill was read a first and second time by its title and referred to the committee on Fisheries.

Mr. Doran unanimous consent being given, introduced

Senate bill No. 430, entitled

A bill to amend sections 1, 8 and 17 of act No. 313 of the public acts of 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving, or delivering spirituous and intoxicating liquors and malt, brewed or fermented liquors, and vinous liquors, in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act," approved June 28, 1887.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Doran,

The bill was laid on the table.

Mr. Mears; previous notice having been given and leave being granted, introduced

Senate bill No. 431, entitled

A bill to incorporate the village of Boyne Falls in Charlevoix county.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Mears,

The bill was laid on the table.

Mr. Fleshiem, unanimous consent being given, introduced



Senate bill No. 432, entitled

A bill to establish a normal school in the central part of the State, also one in the northern part of the lower peninsula, also one in the upper peninsula, and to make appropriations for the same.

The bill was read a first and second time by its title and referred to the committee on Normal School.

Mr. Jewell, unanimous consent being given, introduced

Senate bill No. 433, entitled

A bill to provide for the taxation of any and every person, company, association or corporation whether located within or without this State, that owns or is interested in and engaged in running sleeping cars, or any kind of passenger, freight or stock cars over or upon any railroad wholly, or partly within this State, which cars are not the sole and exclusive property of the owners or lessees of such railroad, and for the occupancy or use of which cars charges are made additional to the ordinary fares or tolls charged by the owners or lessees of such railroad, and to prescribe penalties and means to enforce the provisions of this act, and to repeal all acts or parts of acts inconsistent with said provisions.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Jewell,

The bill was laid on the table.

Mr. Clapp, unanimous consent being given, introduced

Senate bill No. 434, entitled

A bill to amend compiler's section 4070, being section 26, chapter 163 of the compiled laws of 1871, relative to the sale of real estate by administrators or executors for the purpose of distribution, as amended by act No. 119 of the public acts of 1883, approved May 25, 1883, the same being section 6050 of Howell's annotated statutes.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Clapp,

The bill was laid on the table.

Mr. Clapp, unanimous consent being given, introduced

Senate bill No. 435, entitled

A bill to amend section 13, of act No. 133, of the session laws of 1879, as amended, being an act to establish an institution under the name and style of the Michigan Reform School for Girls, section 9839 of Howell's annotated statutes, and to add five new sections to said act to be numbered 18, 19, 20, 21, and 22.

The bill was read a first and second time by its title and referred to the committee on Industrial Home for Girls.

Mr. Earl, unanimous consent being given, introduced

Senate bill No. 436, entitled

A bill to prohibit insurance companies, societies, corporations, or others issuing certificates of membership or policies of life insurance requiring any obligation or condition of contract, which prevents the payment of the amount of the policy to the estate or legal heirs of the assured.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 437, entitled

A bill regulating fraternal beneficiary societies, orders or associations.

The bill was read a first and second time by its titled, ordered printed, and referred to the committee on Judiciary.

Mr. Hopkins, unanimous consent being given, introduced

Senate bill No. 438, entitled

A bill to amend section 14 of act 190, entitled "An act to prescribe the manner of conducting and to prevent fraud (deception) and deceptions at elections in this State."

The bill was read a first and second time by title and referred to the committee on Elections.

Mr. Barnard, leave being granted, introduced

Senate bill No. 439, entitled

A bill to amend section 8 of "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties," approved May 24, 1881, and the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Barnard, unanimous consent being given, introduced

Senate bill No. 440, entitled

A bill to amend an act, entitled "An act to provide for the election of county commissioners of schools, for the appointment of school examiners, to define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," approved June 19, 1891, being act No. 147 of the public acts of 1891.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. Barnard, unanimous consent being given, introduced

Senate bill No. 441, entitled

A bill to amend section 26 of act No. 147 of the public acts of 1877, entitled "An act to revise sections 6, 11, 13, 19, and 21 of an act entitled 'An act to provide for a municipal court in the city of Grand Rapids, to be called the superior court of Grand Rapids', being act No. 49 of the session laws of 1875, approved March 24, 1875, and to add new sections to the act to stand as sections 24, 25, 26, 27, 28 and 29," approved May 19, 1877, as amended.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Barnard, previous notice having been given and leave being granted, introduced

Senate bill No. 442, entitled

A bill to amend an act entitled "An act to amend section 3 of article 3 of act number 174 of the public acts of 1883, entitled 'An act to amend sections 7, 30, 36 and 41 of article 2, sections 3 and 5 of article 3, and section 14 of article 4, and to add two new sections to article 2, to stand as sections 45 and 46, and a new section to article 5 to stand as section 22 of an act entitled 'An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroads in this State,' approved May 1, 1873, being act No. 198, session laws of 1873, the section hereby amended being section 3360 of Howell's annotated statutes, vol. 3.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Steel, unanimous consent being given, introduced

Senate bill 443, entitled

A bill to repeal act No. 63 of the session laws of 1869, entitled "An act to provide for the further geological survey of the State," approved March 26, 1869.

The bill was read a first and second time by its title and referred to the committee on Geological survey.

Mr. Steel, unanimous consent being given, introduced

Senate bill No. 444, entitled

A bill to establish a normal school at some point north of town No. 13, north, in the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Normal school.

Mr. Steel, unanimous consent being given, introduced

Senate Joint resolution No. 23, entitled

Joint resolution directing the Board of State Auditors to settle the claim of Mrs. Mary A. Roop, of the township of Pine River, Gratiot county, Michigan, and to take such action therein, as they may deem best.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Steel,

The bill was laid on the table.

Mr. Steel, unanimous consent being given, introduced

Senate bill No. 446, entitled

A bill to amend act No. 65 of the session laws of 1869, as amended, entitled "An act to provide for the further geological survey of the State," approved March 26, 1869, by the addition of one new section thereto to stand as section 11.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Steel,

The bill was laid on the table.

Mr. Wilkins, unanimous consent being given, introduced

Senate bill No. 447, entitled

A bill making appropriations for buildings in connection with the State Prison at Jackson, Michigan, and general repairs.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Pierce, unanimous consent being given, introduced

Senate bill No. 448, entitled

A bill to provide for the sale and conveyance of the property of school districts in this State, and for the distribution of the proceeds of such sales in case of the depopulation of any such school districts.

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

Mr. Pierce, unanimous consent being given, introduced

Senate bill No. 449, entitled

A bill to provide for the establishment of a State Normal School in each of the counties of the State, and to make appropriations for the erection and maintenance of the same.

The bill was read a first and second time by its title and referred to the committee on Normal School.

Mr. Barnard, unanimous consent being given, introduced Senate joint resolution No. 20, entitled Joint resolution to amend section 1 of article six of the constitution of this State.

The joint resolution was read a first and second time by its title and referred to the committee on Constitutional amendments.

Mr. Clapp, unanimous consent being given, introduced Senate joint resolution No. 21, entitled Joint resolution for the relief of Albert B. Judd.

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, An excursion to the great lakes to enable United States senators and members of congress to observe the needs of navigation and the growth and magnitude of the commerce of those great inland seas, was organized by Hon. Samuel M. Stephenson of Michigan, and the expense thereof largely defrayed out of his own private resources; and

WHEREAS, The beneficial results of that visit by the representatives of different states of the union has been made manifest by the appropriations recently made by the congress of the United States for the continuation of the work on the locks at Sault Ste. Marie, the Hay lake channel, and the deep channel from Duluth to Buffalo—all works of the greatest importance to the State of Michigan; therefore

*Resolved* (the Senate concurring), That the thanks of the Legislature of Michigan are due to our Senators and Representatives in congress for their efforts in promoting the passage of this bill—a service not only to Michigan but to the country at large—and that the persistent and unflagging effort of the Hon. Samuel M. Stephenson in behalf of the navigation interests of the great lakes are deserving of special recognition as promoting the improvement of the waterways of the continent; and we hereby express to him the Legislature's appreciation of his successful labors.

*Resolved*, That an engrossed copy of these resolutions, signed by the presiding officers of the two Houses, be sent to Mr. Stephenson.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The Senate concurred.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate of the State of Michigan* (the House concurring), That the State Board of Auditors be and they are hereby authorized and empowered to equip the State library with electric lighting, the same to be furnished at as early a date as possible.

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The concurrent resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 723, entitled

A bill to amend sections 2, 8, 13, 20 and 31 of act No. 374 of the session laws of 1869, entitled "An act to incorporate the village of Portland in Ionia county," approved March 30, 1869, as amended,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Barnard  
Burt  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Gibson  
Gilbert  
Hough  
Jewell  
McGinley  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss  
Wilkins

#### NAYS.

25  
0

Title agreed to.  
 On motion of Mr. Earle,  
 By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 21, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 6, entitled

A joint resolution authorizing the Governor to issue a patent to Frederick F. Speigel for the southwest quarter of the northwest quarter of section 16, town 9, north of range 2 east, the same being primary school land,

Which has passed the House by a majority vote of all the members elect, and by a vote of two thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following;

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 21, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 783, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School, until the general appropriation for that purpose shall be available,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Mining School and mining interests.

By unanimous consent, Senators Fleshiem, Pascoe, McLaughlin, Brundage, French, McGinley, Crane and Steel were granted leave of absence from tomorrow's session.

Unanimous consent being given, the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred



Senate joint resolution No. 5 (file No. 5), entitled

A joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of State officers.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the joint resolution be concurred in, and that the resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

On motion of Mr. Weiss,

The Senate took a recess until 8 o'clock p. m.

---

#### AFTER RECESS.

*8 o'clock p. m.*

The Senate met and was called to order by the President.

Quorum present.

By unanimous consent the Senate took up the order of

#### NOTICES.

Mr. Weiss gave notice that at some future day he would ask leave to introduce

A bill to consolidate the city of Au Sable and the village of Oscoda and incorporate the same as the city of Iosco.

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to amend sections 2 and 3 of act No. 319 of the local acts of 1891 entitled "An act to incorporate the city of Harrison, in the county of Clare."

Mr. Pierce gave notice that at some future day he would ask leave to introduce

A bill to amend sections 2 and 3 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare."

By unanimous consent the Senate took up the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Mining School and mining interests:

The committee on Mining School and mining interests, to whom was referred

House bill No. 783, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The bill was referred to the committee on Finance and appropriations.

By unanimous consent the Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. McGinley by unanimous consent offered the following resolution:

WHEREAS, It satisfactorily appearing to the members of this Senate, that the actual expenses of Milton F. Jordan in his late contest for a seat in this body, exceeded by upwards of fifty dollars the amount already allowed him; therefore, be it

*Resolved*, That the additional sum of fifty dollars be allowed him to cover his said expense therein.

Which resolution was adopted.

By unanimous consent the Senate resumed the order of

#### INTRODUCTION OF BILLS.

Mr. McLaughlin, unanimous consent being given, introduced Senate bill No. 450, entitled

A bill to amend section 14 of act 190, of the session laws, entitled "An act to prescribe the manner of conducting to prevent fraud and deceptions at elections in this State."

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Wilkins, previous notice having been given and leave being granted, introduced

Senate bill No. 451, entitled

A bill to provide for a board of trustees for the management and control of the Michigan Reform School, and to repeal all acts in conflict with this act.

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Wilkins, previous notice having been given and leave being granted, introduced

Senate bill No. 452, entitled

A bill to divide the State of Michigan into twelve congressional districts.

The bill was read a first and second time by its title and referred to the special committee on apportionment (when appointed).

Mr. Gibson, unanimous consent being given, introduced

Senate bill No. 453, entitled

A bill to establish and regulate charges to be charged by any company, corporation, or association engaged in the business of expressing, forwarding and delivering articles, packages or parcels of produce, manu-

facture or merchandise in this State, and to prescribe a penalty for the violation of this act.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Doran, unanimous consent being given, introduced

Senate bill No. 454, entitled

A bill to prevent any individual or member of any firm or agent, officer or employé of any company or corporation, to prevent or attempt to prevent employées from forming, joining and belonging to any lawful labor organization, and to provide a punishment for any such individual member, agent, officer or employé that coerces or attempts to coerce employées by discharging or threatening to discharge them from their employ or the employ of any firm, company or corporation, because of their connection with such labor organization.

The bill was read a first and second time by its title and referred to the committee on Labor interests.

Mr. Turnbull, unanimous consent being given, introduced

Senate bill No. 455, entitled

A bill to provide for allowing the circuit courts and the supreme court of this State in granting new trials of cases, to define and limit the issues to be tried upon the retrial of such causes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Turnbull (for Mr. Hopkins), unanimous consent being given, introduced

Senate bill No. 456, entitled

A bill to incorporate the city of Harbor Springs and to repeal act 305 of the session laws of 1881, approved March 10, A. D. 1881.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Turnbull for Mr. Hopkins,

The bill was laid on the table.

Mr. Clark, unanimous consent being given, introduced

Senate bill No. 457, entitled

A bill to prohibit the officers of railroads in this State from obstructing or causing to be obstructed free passage to and from passenger trains of people going to or returning from a journey thereon.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Weiss,

The bill was laid on the table.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 458, entitled

A bill to provide for the final determination of any controversy or contest concerning the appointment of all or any of the presidential electors of this State.

The bill was read a first and second time by its title, ordered printed, and referred to the committee on Elections.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 459, entitled

A bill to provide for a salary for justices of the peace in the township of Ecorse, Wayne county, State of Michigan.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Barnard, unanimous consent being given, introduced  
Senate bill No. 460, entitled

A bill to amend act 189, as amended by act 170, laws of 1863, being section 5644 of the compiled laws of 1871, and section 7195 Howell's annotated statutes of Michigan, relative to admission of attorneys, solicitors and counselors, and to provide for the appointment of a board of examiners.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Barnard, unanimous consent being given, introduced  
Senate bill No. 461, entitled

A bill to amend section 3 of title 6 of an act, entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 462, entitled

A bill for the purpose of preserving the highways of this State and bettering their condition throughout the State.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,  
The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 463, entitled

A bill to regulate the practice of pharmacy in this State.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,  
The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 464, entitled

A bill to regulate the practice of medicine in this State.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,  
The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced  
Senate bill No. 465, entitled

A bill for the better protection and preservation of the game and fish in this State.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,  
The bill was laid on the table.

Mr. Pierce, unanimous consent being given, introduced  
Senate bill No. 466, entitled

A bill to further preserve the purity of elections and guard against

abuses of the elective franchise by providing for an official ballot, prescribing the manner of conducting elections and making returns thereof, and defining certain offenses and fixing penalties therefor.

The bill was read a first and second time by its title and referred to the committee on Elections.

Mr. Turnbull (for Mr. Brundage), unanimous consent being given, introduced

Senate joint resolution 22, entitled

A joint resolution providing for the adjustment of certain claims of the county of Muskegon against the State.

The joint resolution was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Turnbull (for Mr. Brundage),

The bill was laid on the table.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No. 467, entitled

A bill to incorporate the village of Witherell-Woods.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No. 468, entitled

A bill to incorporate the public schools of Witherell-Woods.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Hough, unanimous consent being given, introduced

Senate bill No. 469, entitled

A bill to establish a municipal court in and for the village of Witherell-Woods, and define its jurisdiction.

The bill was read a first and second time by its title and pending its reference to a committee,

On motion of Mr. Hough,

The bill was laid on the table,

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 470, entitled

A bill to amend sections 1, 2, and 12 of act No. 169 of the session laws (public acts) of 1881, entitled "An act to provide for a central board of control, which shall have management and control of the State Public School at Coldwater, the Michigan School for the Blind at Lansing and the Michigan School for the Deaf at Flint, to prescribe the powers of said board, to abolish the present boards of State institutions, and to repeal all laws inconsistent with the provisions of this act," approved June 26, 1891.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 471, entitled

A bill to repeal sections 1, 2, 3, 5, 8, 12 and 13 of act No. 140 of the session laws (public acts) of 1891, the same being entitled "An act to provide for a State board of inspectors, who shall perform the duties now performed by the advisory board in the matter of pardons and who shall have the complete management and control of the State Prison at Jackson,

the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Criminals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing and the Industrial Home for Girls at Adrian, and to abolish all existing boards, and to annul all existing appointments," approved June 17, 1891, and to terminate the existence and to annul the appointment of all members of said State Board of Inspectors, and each and every of them after the passage of this act.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Sabin, unanimous consent being given, introduced

Senate bill No. 472, entitled

A bill to amend section 17 of act No. 207 of the public acts of 1889, approved June 29, 1889, entitled "An act to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors or any mixed liquor or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties of this State under certain circumstances. To authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties after such election if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties, and to provide for penalties and rights of action in case of its violation.

The bill was read a first and second time by its title and referred to the committee on Liquor traffic.

Mr. Barnard, unanimous consent being given, introduced

Senate bill No. 473, entitled

A bill to amend sections 5 and 7 of act No. 220 of the public acts of 1887, entitled "An act to amend an act, entitled 'An act providing for the employment, defining the duties, and fixing the compensation of a stenographer for the circuit court for the county of Kent, State of Michigan,' being act No. 133 of the public acts of the Legislature of the year 1877, and being comprised in sections 6512 to 6522 inclusive, of Howell's annotated statutes of this State," approved June 22, 1887, being sections 6534 *e*<sup>3</sup> and 6534 *e*<sup>6</sup> of Howell's annotated statutes, for the years 1883 to 1890 inclusive.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Barnard, unanimous consent having been given, introduced

Senate bill No. 474, entitled

A bill to amend section 5 of act No. 97 of the public acts of 1889, entitled "An act to provide for an additional circuit judge for the seventeenth judicial circuit, and to define the powers and duties of the judges of said circuit, and to provide for the manner of conducting the business of said court," approved May 17, 1889, the same being compiler's section



6480 *v* of Howell's annotated statutes of Michigan for the years 1883-1890.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Pierce, unanimous consent being given, introduced

Senate bill No. 475, entitled

A bill to prohibit circuit judges from practicing as attorneys-at-law in their own circuit or adjoining circuits.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 476, entitled

A bill to authorize the township of Lincoln in the county of Arenac to borrow money to be used to encourage and promote manufacturing industries in said township and to issue bonds therefor.

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 477, entitled

A bill to amend section 2 of article 143 of the session laws for the State of Michigan for the year 1848, being section 7461 of Howell's annotated statutes, relative to the taking of depositions.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 478, entitled

A bill to amend section 2 of act No. 243 of the session laws of the State of Michigan for the year 1889, being section 6293 of Howell's statutes relative to the support and maintenance of wives from their husband's estate in certain cases.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clark, unanimous consent being given, introduced

Senate bill No. 479, entitled

A bill to amend section 1 chapter 94, of the revised statutes of 1846, relative to criminal proceedings before justices of the peace, The same being compiler's section 7092 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clark, unanimous consent being given, introduced

Senate bill No. 480, entitled

A bill to amend sections 9 and 10 of chapter 171 of the revised statutes of 1846 relative to county jails and the regulations thereof, the same being compiler's section 9642 and 9643 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Clark, unanimous consent being given, introduced

Senate bill No. 481, entitled

A bill to authorize the several counties of this State to construct and repair public highways by the use of convict labor from certain penal institutions, and inmates of county jails in this State.

The bill was read a first and second time by its title and referred to the committee on Roads and bridges.

Mr. Clark unanimous consent being given, introduced

Senate bill No. 482, entitled

A bill to authorize the wardens and boards of managers of the several penal institutions of this State to furnish to the several counties certain convicts to be employed on the highway.

The bill was read a first and second time by its title and pending its reference to a committee.

On motion of Mr. Clark

The bill was laid on the table.

Mr. Clark unanimous consent being given introduced

Senate bill No. 483 entitled

A bill to amend section 2 of act No. 264 of the public acts of 1889 entitled "An act relative to disorderly persons and to repeal chapter 53 of the compiled laws of 1871, as amended by the several acts amendatory thereof.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Clark,

The bill was laid on the table.

On motion of Mr. Doran,

The Senate adjourned, and the President announced the Senate would stand adjourned until tomorrow morning at 8 o'clock.

---

*Lansing, Wednesday, February 22, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Doran, Earle and Sawyer.

On motion of Mr. Turnbull,

The absentees were excused from today's session.

By unanimous consent the Senate took up the order of

#### INTRODUCTION OF BILLS.

Mr. Turnbull (for Mr. Hopkins), previous notice having been given and leave being granted, introduced

Senate bill No. 484, entitled

A bill to amend certain sections of the charter of Harbor Springs.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Hopkins,

The bill was laid on the table.

Mr. Gibson (for Mr. French), previous notice having been given and leave being granted, introduced

Senate bill No. 485, entitled

A bill to amend an act, entitled "An act to incorporate the city of Marine City, in the county of St. Clair," and the acts amendatory thereof.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gibson,  
The bill was laid on the table.

Mr. Jewell, unanimous consent being given, introduced  
Senate bill No. 486, entitled

A bill authorizing guardians to have appraised and sell at private sale the interest or share in real estate of minors and other persons under guardianship in certain cases and under certain conditions and limitations.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Jewell,  
The bill was laid on the table.

Mr. Mears, previous notice having been given [and leave being granted, introduced

Senate bill No. 487, entitled

A bill to amend section 1 of act No. 265 of the local acts of 1885, entitled "An act to reincorpore the city of Cadillac, and to repeal act No. 254 of the session laws of 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled 'An act to amend section 1 of act No. 254 of the session laws of 1877,' approved March 20, 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875," approved March 6, 1885.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Mears,  
The bill was laid on the table.

Mr. Fleshier (for Mr. Pascoe), unanimous consent being given, introduced

Senate bill No. 488, entitled

A bill to amend or revise the charter or act to incorporate the city of Negaunee.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Hough, unanimous consent being given, introduced

Senate bill No. 489, entitled

A bill to authorize and empower the village of Witherell-Woods to construct, operate and maintain a sewerage system, and to acquire the right of way through lands outside of the village for such sewerage system, for the purpose of securing an outlet therefor.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Hough,  
The bill was laid on the table.

Mr. Garvelink, unanimous consent being given, introduced

Senate bill No. 490, entitled

A bill to make an appropriation to aid the State horticultural society in making an exhibit of horticultural and pomological products of Michigan at the World's Columbian Exposition, to be held in the city of Chicago in 1893.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Garvelink,

The bill was laid on the table.

Mr. Gibson, unanimous consent being given, introduced

Senate bill No. 491, entitled

A bill to establish and regulate fares for sleeping accommodations in cars or coaches, owned, leased, run or operated by railroad or other companies or corporations doing business in this State, and to prescribe a penalty for the violation of this act.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gibson,

The bill was laid on the table.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 492, entitled

A bill to provide for the selection of candidates for all elective offices.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Weiss,

The bill was laid on the table.

Mr. Pierce, previous notice having been given and leave being granted, introduced

Senate bill No. 493, entitled

A bill to amend sections 2 and 3 of act No. 319 of the local acts of 1891, entitled "An act to incorporate the city of Harrison in the county of Clare."

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The bill was laid on the table.

Mr. Pierce, unanimous consent being given, introduced

Senate bill No. 494, entitled

A bill to amend sections 2 and 3 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare."

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The bill was laid on the table.

Mr. Clapp (by request), previous notice having been given and leave being granted, introduced

Senate bill No. 495, entitled

A bill to amend section 14 of an act entitled "An act to reincorporate the city of Mason," same being act No. 272 of the session laws of 1891, approved April 3, 1891.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Clapp, previous notice having been given and leave being granted, introduced

Senate bill No. 496, entitled

A bill to reincorporate the village of Homer, in the county of Calhoun, Michigan.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Hough, previous notice having been given and leave being granted, introduced

Senate bill No. 497, entitled

A bill to amend section 5 of local acts No. 292 of the acts of the Legislature of the State of Michigan for 1879, entitled "An act to reincorporate the village of Plymouth, county of Wayne, State of Michigan."

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Gilbert (for Mr. Burt), unanimous consent being given, introduced Senate bill No. 498, entitled

A bill to fix a limitation of time in which claims or suits for personal injuries may be entered or maintained, and to repeal all laws inconsistent herewith.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 499, entitled

A bill to amend section 19 of chapter 3 of act No. 164 of the session laws of 1881, being section 5071 of Howell's annotated statutes, and section 3 of chapter 10 of act No. 164 of the session laws of 1881, being section 5134 of Howell's annotated statutes, relative to revising and consolidating the laws in relation to public instruction and primary schools.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 500, entitled

A bill to amend section 5 of act No. 111 of the public acts of 1889, being an act entitled "An act to protect fish, and to regulate fishing in the waters of this State, by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish of certain sizes and in certain waters and for certain purposes, by prohibiting the obstruction of the free passage of fish, and by prohibiting the sale of certain kinds of fish, to protect persons engaged in fish culture, and to repeal inconsistent acts."

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, previous notice having been given and leave being granted, introduced

Senate bill No. 501, entitled

A bill to amend act No. 307 of the local acts of 1885, entitled "An act to revise and amend the charter of the city of West Bay City, and to repeal all acts and parts of acts in conflict therewith," approved April 1, 1885, as amended and revised by the several acts amendatory and revisionary thereof, by amending sections 13 and 15 of title 3; sections 3 and 40 of title 4; sections 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 17, 18, 19, 20, 21, 24, 42 and

43 of title 5; entire title 12 by substituting a new title therefor to stand as title 12; sections 1, 2, 3, 10, 12, 17 and 20 of title 13; sections 3, 4 and 12 of title 14; sections 5, 6 and 7 of title 15; sections 2, 6, 7, 9, 12, 13, 14, 18 and 19 of title 16; entire title 18 by substituting a new title therefor to stand as title 18; and to repeal sections 19, 20, 21 and 22 of title 11; sections 25, 26, 44, 45, 46, 47 and 48 of title 5 of said act as amended by the several acts amendatory and revisionary thereof.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 502, entitled

A bill entitled, "A bill to amend sections 2, 7, 8, 15 and 17 of act No. 262 of the session laws of 1889, entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,'" approved July 5, 1889, and to repeal sections 12, 13 and 14 of said act.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 503, entitled

A bill to protect the people of this State from the encroachments of the liquor traffic, and to provide that manufacturers of, and dealers in, intoxicating liquors shall obtain the permission of the people of the county before engaging in such business therein, being amendatory of sections 1, 2, 3, 4, 6, 8, 9, 12, 13, 14, 15, 16, 17 and 19 of act No. 207 of the session laws of 1889, entitled "An act to prohibit the manufacture, sale, keeping for sale, giving away or furnishing of vinous, malt, brewed, fermented, spirituous or intoxicating liquors, or any mixed liquor or beverage, any part of which is intoxicating, and to prohibit the keeping of any saloon or other place for the manufacture, sale, storing for sale, giving away or furnishing of such liquors or beverages, and to suspend the general laws of the State relative to the taxation and regulation of the manufacture and sale of such liquors in the several counties in this State under certain circumstances; to authorize the qualified electors of the several counties in this State to express their will in regard to such prohibition by an election, and to authorize and empower the board of supervisors of the several counties, after such election, if they shall determine the result to be in favor of such prohibition, to prohibit the manufacture, sale, keeping for sale giving away or furnishing of any such liquors, or the keeping of a saloon or any other place for the manufacture, sale, storing for sale, giving away or furnishing of the same within their respective counties; and to provide for penalties and rights of action in case of its violation," approved June 29, 1889, being compiler's sections 2283a, 2283a<sup>1</sup>, 2283a<sup>2</sup>, 2283a<sup>3</sup>, 2283a<sup>4</sup>, 2283a<sup>5</sup>, 2283a<sup>6</sup>, 2283a<sup>7</sup>, 2283a<sup>8</sup>, 2283b<sup>1</sup>, 2283b<sup>2</sup>, 2283b<sup>3</sup>, 2283b<sup>4</sup>, 2283b<sup>5</sup>, 2283b<sup>6</sup>, and 2283b<sup>7</sup> of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced



Senate bill No. 504, entitled

A bill to amend act No. 113 of the public acts of 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving, or delivering spirituous and intoxicating liquors, and malt, brewed or fermented liquors and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act," by adding thereto a new section to stand as section No. 35 of said act.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 505, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 16 and 29, 43, 45 and 46, and to repeal section 17 of act No. 135 of the session laws of 1885, entitled "An act to amend, revise and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873 and the acts amendatory thereto; also act 172, laws of 1873."

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. Gilbert, unanimous consent being given, introduced

Senate bill No. 506, entitled

A bill to amend sections 1, 2 and 3 of act No. 122 of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, the same being sections 4817, 4818 and 4819 of Howell's annotated statutes of the State of Michigan.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The bill was laid on the table.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 507, entitled

A bill to amend act No. 72 of the session laws of 1883, entitled "An act relating to telephone companies, and regulating the use and rental of telephones in this State."

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. McGinley, unanimous consent being given, introduced

Senate bill No. 508, entitled

A bill to amend by adding a new section to stand as section 39, chapter 118 of the revised statutes of 1846, being compiler's chapter 282 of Howell's annotated statutes of Michigan, entitled "The voluntary dissolution of corporations and of the abatement of suits by and against them."

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

Mr. Champion, unanimous consent being given, introduced

Senate bill No. 509, entitled

A bill to provide for the sanitary condition of the State Capitol building with reference to sewerage and water supply.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Champion,

The bill was laid on the table.

Mr. Champion, unanimous consent being given, introduced

Senate bill No. 510, entitled

A bill to provide for the establishing of an asylum for the incurable insane, and providing for an appropriation therefor.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Champion,

The bill was laid on the table.

Mr. Champion, unanimous consent being given, introduced

Senate bill No. 511, entitled

A bill to repeal sections 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101 and 102 of Howell's annotated statutes of Michigan, and so much of all other acts and parts of acts as relate to the registration of electors in townships.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Champion,

The bill was laid on the table.

Mr. Champion, unanimous consent being given, introduced

Senate bill No 512, entitled

A bill to amend section 15 of chapter 26 of act No. 178 of the public acts of 1873, being section 2707 of Howell's annotated statutes, relative to paying or contracting for payment by municipal authorities of cities for improvements, work, repairs or expenses.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Champion,

The bill was laid on the table.

Mr. Champion, unanimous consent being given, introduced

Senate bill No. 513, entitled

A bill to provide for the keeping of a watchman by all railroad companies in the State of Michigan, at every regular station or stopping place for the transportation of passengers and freight, for the purpose of preventing injury to cattle, horses, and other domestic animals, and to recover damages for injury to any animals caused by reason of failure to comply with this act.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Champion,

The bill was laid on the table.

Mr. Champion, unanimous consent being given, introduced

Senate bill No. 514, entitled

A bill providing for the purchase of additional land at the Asylum for Dangerous and Criminal Insane at Ionia, and making an appropriation therefor.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Champion

The bill was laid on the table.

Mr. Weiss, unanimous consent being given, introduced

Senate bill No. 515, intitled

A bill to amend an act to establish a board of building inspectors in and for the city of Detroit, to define the powers and duties, being chapter 16, charter of the city of Detroit, act approved June 17, 1885.

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

On motion of Mr. Sabin,

The Senate adjourned, and the President announced the Senate would stand adjourned until tomorrow evening at 9 o'clock.

*Lansing, Thursday, Feb. 23, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Fleshiem, Mellen, Pascoe, Sawyer and Wilkins.

On motion of Mr. Gilbert,

All absentees were excused from today's session.

No. 64. By Mr. Doran: Protest of the board of education and others of Grand Rapids against the passage of the bill detaching certain territory from the township of Grand Rapids, and resolution from the common council on the same subject.

On motion of Mr. Doran,

The protest and resolution were ordered spread on the Journal as follows:

*To the Senale of the State of Michigan:*

The board of education of the city of Grand Rapids and others, respectfully protest against the passage of the Senate bill entitled

A bill to amend section 4 of act No. 208 of the local acts of 1891, entitled "An act to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker in the county of Kent, and to annex the same to the city of Grand Rapids."

As such bill is entirely uncalled for, inequitable and would be in direct opposition to the best interests of the city and would impose a burden upon the city and its inhabitants as to its bonded indebtedness, as the school building is outside of the city limits, and can be of no benefit to the city or its inhabitants.

E. B. FISHER,

*President Board of Education, City of Grand Rapids.*

WM. J. STUART,

*Mayor of the City of Grand Rapids.*

By Ald. Stein:

*Resolved*, That His Honor, the mayor, be, and he is hereby directed to sign the protest against Senate bill No. 86, relative to making the city of Grand Rapids liable for a portion of the bonded indebtedness of school district No. 9 of township of Wyoming.

Adopted.

STATE OF MICHIGAN, }  
           County of Kent, }  
 CITY OF GRAND RAPIDS. }

I, W. A. Shinkman, clerk of the city of Grand Rapids, do hereby certify that the foregoing is a true copy of a resolution (and of the whole thereof), duly passed and adopted by the common council of said city, in public session, held February 20, A. D. 1893, compared by me with said original resolution.

[L. s.] In witness whereof I have hereunto subscribed my name and caused the seal of said city to be affixed, at my office in said city, this 23rd day of February, A. D. 1893.

W. A. SHINKMAN, *City Clerk*.

No. 65. By Mr. Hopkins: Communication from T. C. Small of Howell, protesting against the passage of any bill prohibiting veterinary surgeons practicing in this State who do not hold diplomas from a veterinary college.

On motion of Mr. Hopkins,

The communication was ordered spread on the Journal for the use of the committee as follows:

*Howell, Michigan, January 20, 1893.*

*Senator Hopkins, Lansing, Mich.:*

DEAR SIR—The Michigan veterinary surgeons will ask the present Legislature to enact a law prohibiting all from practicing who have not a diploma. The bill should not become a law for the following reasons:

*First*, There is only about one veterinary graduate for each entire county in this State. In many cases stock owners find themselves thirty or forty miles from a man who has a diploma;

*Second*, Four-fifths of the graduates in Michigan are from a Canadian college, where they grind out veterinary surgeons by the hundred, with an entire college course of only two short winter sessions, a total college attendance of about ten months.

The man who has got his knowledge by reading and experience beats them in practice every time. No wonder they want a law to protect them. Let the graduate show by his work wherein he excels over the non-graduate, and the public will soon show their appreciation. In the State of New York all who had been in practice three years before the passage of the veterinary bill were allowed to register, and it should not be different in Michigan. I ask you, Senator Hopkins, not to support this infamous bill, which is designed to crush, injure or starve the non-graduates, together with their helpless wives and children. It is wrong, unjust and unconstitutional.

Yours most respectfully,

T. C. SUNBILL.

Referred to the committee on Taxation.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 36 (file No. 17), entitled

A bill to incorporate the village of Coloma, in the county of Berrien,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |    |
| Brundage    | French    | Mears          |    |
| Burt        | Garvelink | Morrow         |    |
| Champion    | Gibson    | Mugford        |    |
| Clapp       | Gilbert   | Pierce         |    |
| Clark       | Hopkins   | Sabin          |    |
| Crane       | Hough     | Steel          |    |
| Doran       | Jewell    | Turnbull       |    |
| Earle       | McGinley  | Weiss          | 27 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Elections:

The committee on Elections, to whom was referred

Senate bill No. 466, entitled

A bill to further preserve the purity of elections and guard against abuses of the elective franchise by providing for an official ballot, prescribing the manner of conducting elections and making returns thereof, and defining certain offenses and fixing penalties therefor,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate, that the bill be printed, for the use of the committee.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

On motion of Mr. Pierce,

The request was granted, and the bill ordered printed for the use of the committee.

#### REPORTS OF SELECT COMMITTEES.

*To the President of the Senate:*

SIR—Your committee appointed for the purpose of arranging for a memorial convention of the two houses, that opportunity may be given for paying fitting tribute to the memory of the late distinguished American statesman, Hon. James G. Blaine, beg leave to report that we have met with the committee of the House and have arranged as follows: Both

to President Harrison for this appointment; and in the name of the people of the State of Michigan, they are hereby extended to him by the Legislature; and that an engrossed copy of these resolutions be immediately sent to the president,

Which resolution was adopted.

Unanimous consent being given, Senator Earle was excused from tomorrow's session.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow, at 2 o'clock p. m.

— ◆ —

*Lansing, Friday, Feb. 24, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Fleshiem, Pascoe and Sawyer.

On motion of Mr. McGinley,

All absentees were excused from today's session.

No. 66. By Mr. Sabin: Petition of citizens and tax payers of Mendon, St. Joseph county authorizing the electors to vote a tax not to exceed ten cents per head on scalps of ground moles furnished to the township clerk.

Referred to the committee on Counties and townships.

No. 67. By Mr. Fox: Petition of citizens of the city of Lapeer, requesting that if the charter of said city be submitted to the Legislature for amendment it be amended to allow women to register and be eligible to vote and be voted for the offices of the school board of said city, and upon all matters pertaining to the public schools as now allowed by the statutes of Michigan in all organized common school districts.

Referred to the committee on Cities and villages.

No. 68. By Mr. Doran: Protest of the Grand Rapids School Furniture Company; the Converse Manufacturing Company and others against the passage of the bill placing the maximum rate of interest at 6 per cent.

Referred to the committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 137 (file No. 42), entitled

A bill to amend sections 2, 3, 4, 5, 6, 7 and 11 of act No. 354 of the local acts of 1887, entitled "An act to incorporate the city of Midland," as amended by act No. 353 of the local acts of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.



On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fox  
French

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

28  
0

## NAYS.

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 87 (file No. 19), entitled

A bill to incorporate the village of Deerfield,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morrow,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Clark  
Doran  
Fox  
French  
Garvelink

Mr. Gibson  
Gilbert  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

25  
0

## NAYS.

Title agreed to.

On motion of Mr. Morrow,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

to President Harrison for this appointment; and in the name of the people of the State of Michigan, they are hereby extended to him by the Legislature; and that an engrossed copy of these resolutions be immediately sent to the president,

Which resolution was adopted.

Unanimous consent being given, Senator Earle was excused from tomorrow's session.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow, at 2 o'clock p. m.

— ◆ —

*Lansing, Friday, Feb. 24, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Fleshiem, Pascoe and Sawyer.

On motion of Mr. McGinley,

All absentees were excused from today's session.

No. 66. By Mr. Sabin: Petition of citizens and tax payers of Mendon, St. Joseph county authorizing the electors to vote a tax not to exceed ten cents per head on scalps of ground moles furnished to the township clerk.

Referred to the committee on Counties and townships.

No. 67. By Mr. Fox: Petition of citizens of the city of Lapeer, requesting that if the charter of said city be submitted to the Legislature for amendment it be amended to allow women to register and be eligible to vote and be voted for the offices of the school board of said city, and upon all matters pertaining to the public schools as now allowed by the statutes of Michigan in all organized common school districts.

Referred to the committee on Cities and villages.

No. 68. By Mr. Doran: Protest of the Grand Rapids School Furniture Company; the Converse Manufacturing Company and others against the passage of the bill placing the maximum rate of interest at 6 per cent.

Referred to the committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 137 (file No. 42), entitled

A bill to amend sections 2, 3, 4, 5, 6, 7 and 11 of act No. 354 of the local acts of 1887, entitled "An act to incorporate the city of Midland," as amended by act No. 353 of the local acts of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fox  
French

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

28  
0

## NAYS.

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 87 (file No. 19), entitled

A bill to incorporate the village of Deerfield,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morrow,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Clark  
Doran  
Fox  
French  
Garvelink

Mr. Gibson  
Gilbert  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

25  
0

## NAYS.

Title agreed to.

On motion of Mr. Morrow,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 171, entitled

A bill making an appropriation for the current expenses of the State Normal School, for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred the subject of mileage,

Recommend that mileage be allowed for 194 miles to E. Carlton Fox, messenger for attorney general,

And ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and adopted.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred House bill No. 783, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred House bill No. 147 (file No. 67), entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding 30 years, and to fix the duties and liabilities of such renewed corporations, associations or societies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Steel

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies, to whom was referred

Senate bill No. 172, entitled

A bill to amend sections 11 and 15 of act No. 187 of the public acts of 1887, relative to the incorporation of coöperative mutual benefit associations and to define their powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. GARVELINK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 124 (file No. 43), entitled

A bill to reincorporate the village of White Pigeon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sabin,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fox  
French

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 46, entitled

A bill to amend section 56 of act No. 183 of the session laws of 1855, being an act entitled "An act to amend chapter 93 of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being compiler's section 6869 of Howell's annotated statutes of 1882,

Respectfully report that they have had the same under consideration; and have directed me to report the same back to the Senate without recommendation and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 237, entitled

A bill to authorize justices of the peace and of all police courts having jurisdiction in cases of disorderly persons to make a special sentence for certain offenses and offenders, and to enforce such special sentence,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that it be printed for use of the committee.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted.

On motion of Mr. McGinley,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 76, entitled

A bill to establish uniformity in the taking of depositions for use in judicial proceedings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that it be printed for the use of the committee.

CHAS. H. MCGINLEY,  
*Chairman.*

Report accepted.

On motion Mr. McGinley,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
House bill No. 1 (file No. 8), entitled

A bill to amend act 126 of the session laws of 1863, entitled "An act to provide for and regulate the transfer of personal estates held in trust," approved March 17, 1863; the same being compiler's sections numbers 5831, 5832 and 5833 of chapter 220, of Howell's annotated statutes of the State of Michigan,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 47, entitled

A bill to amend section 2 of act No. 137 of the session laws of 1849, being an act entitled "An act to authorize proceedings against garnishees and for other purposes," being compiler's section 8032 of Howell's annotated statutes of 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was laid on the table.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 72 (file No. 21), entitled

A bill to fix the salary of the probate judge of Bay county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fox  
French

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

R—4.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 12, entitled

A bill to amend Sec. 29 of Chap. 12 of the revised statutes of 1846, entitled "of certain State officers," the same being compiler's section 287 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, Senators Clapp and Pierce dissenting, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Clapp,

The bill was then referred to the committee on Finance and appropriations.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred

Senate joint resolution No. 14, entitled

Joint resolution proposing an amendment to section 8, article 6 of the constitution of this State relative to circuit courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

FRANK W. CLAPP, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State Public School:

The committee on State Public School, to whom was referred

Senate bill No. 137 (file No. 64), entitled

A bill to provide for the government, management and control of the State Public School at Coldwater and to repeal all acts or parts of acts inconsistent with this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 94, entitled

A bill to incorporate the village of Deckerville in the county of Sanilac.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

#### REPORTS OF SELECT COMMITTEES.

*To the President of the Senate:*

Your committee appointed for the purpose of making arrangements for a joint memorial convention of the two Houses, to pay tribute in honor of and in commemoration of the lives and public services of the late ex-President Rutherford B. Hayes and the late ex-Governor Henry P. Baldwin, beg leave to report that both Houses will convene in the House of Representatives, February 28, inst., at 7:30 p. m., and will act in accordance with the program hereto annexed, and which is made a part of this report.

JOSEPH M. WEISS, *Chairman*.

#### PROGRAM.

|                                      |  |
|--------------------------------------|--|
| Opening remarks by the chairman..... | Lieut. Gov. J. Wight Giddings                      |
| Music.....                           | The Capitol Glee Club                              |
| Prayer.....                          | Rev. H. S. Jordan                                  |
| Address on ex-President Hayes.....   | Hon. James B. Angell, Pres. University of Michigan |
| “ “ “.....                           | Senator Marden Sabin                               |
| “ “ “.....                           | Representative Charles Kline                       |
| Music.....                           | The Capitol Glee Club                              |
| Address on ex-President Hayes.....   | Senator James H. Morrow                            |
| “ “ “.....                           | Representative Henry W. Newkirk                    |
| Music.....                           | The Capitol Glee Club                              |
| Address on ex-Governor Baldwin.....  | Hon. William R. Bates                              |
| “ “ “.....                           | Senator Charles F. Gibson                          |
| “ “ “.....                           | Representative Thomas E. Barkworth                 |
| Music.....                           | The Capitol Glee Club                              |
| Address on ex-Governor Baldwin.....  | Senator Peter Doran                                |
| “ “ “.....                           | Representative Harlow P. Davock                    |
| Address.....                         | Hon. Peter White                                   |
| Benediction.....                     | Rev. C. H. Beale                                   |

Report accepted and adopted.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

*Lansing, February 23, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 30 (manuscript), being

An act to authorize and provide for the purchase of a tract of land to be used in connection with the asylum for the insane for the county of Wayne;

Also,

Senate bill No 69 (file No. 19), being

An act to amend act No. 154 of the public acts of 1867, entitled “An act to authorize the organization of young men’s christian associations,” as amended by act No. 60 of the public acts of 1891, being chapter 177 of

Howell's annotated statutes, by adding a section thereto to stand as section 7 of said act.

Very respectfully,

JOHN T RICH, *Governor.*

The message was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Gibson offered the following resolution:

*Resolved*, That the President of the Senate appoint a committee of five to visit the Detroit House of Correction,

Which resolution was adopted.

Mr. Steel offered the following resolution:

*Resolved*, That it is the sense of the Senate that a regular session of the Senate be held tomorrow afternoon and on Monday afternoon next, and on each alternate Saturday afternoon and Monday afternoon thereafter.

Pending which,

Mr. Clapp moved to amend the resolution by making the time of tomorrow's session 9 o'clock a. m.

Pending which,

Mr. Clark offered the following substitute:

*Resolved*, That it is the sense of the Senate that a session of the Senate be held on Saturday, March 4, and Monday, March 6, and on each alternate Saturday and Monday thereafter.

Mr. Brundage moved that the substitute be laid on the table.

On which Mr. Brundage demanded the yeas and nays.

The motion to lay the substitute on the table then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Crane

Mr. Doran  
French  
Gibson  
Gilbert

Mr. Mellen  
Mugford  
Sabin  
Turnbull

13.

#### NAYS.

Mr. Clark  
Fox  
Garvelink  
Hopkins

Mr. Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Steel  
Weiss  
Wilkins

12

Mr. Barnard offered the following resolution :

*Resolved*, That when the Senate adjourns today it be until 9 o'clock tomorrow morning.

For which

Mr. Gilbert offered the following substitute:

*Resolved*, That when the Senate adjourns tonight it stands adjourned to meet on Monday, the 27th, at 8:30 p. m.

Pending which,

Mr. Mears moved to amend the substitute by making the time tomorrow at 1:30 o'clock p. m.

On which Mr. Barnard demanded the yeas and nays:

The amendment then was not concurred in a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|           |              |           |    |
|-----------|--------------|-----------|----|
| Mr. Burt  | Mr. McGinley | Mr. Steel |    |
| Garvelink | McLaughlin   | Turnbull  |    |
| Hopkins   | Mears        | Weiss     |    |
| Jewell    |              |           | 10 |

## NAYS.

|             |         |         |    |
|-------------|---------|---------|----|
| Mr. Barnard | Mr. Fox | Mellen  |    |
| Brundage    | French  | Mugford |    |
| Clapp       | Gibson  | Sabin   |    |
| Crane       | Gilbert | Wilkins |    |
| Doran       | Hough   |         | 14 |

The question then being on the substitute offered by Mr. Clark, the same was not agreed to.

The question then being on the original resolution offered by Mr. Barnard,

Mr. Clapp demanded the yeas and nays.

The resolution was then adopted, a majority of all the senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Mugford    |    |
| Burt        | Gibson     | Sabin      |    |
| Clapp       | Hough      | Steel      |    |
| Crane       | Jewell     | Weiss      |    |
| Fox         | McLaughlin | Wilkins    | 18 |

## NAYS.

|             |              |           |   |
|-------------|--------------|-----------|---|
| Mr. Gilbert | Mr. McGinley | Mr. Mears | 4 |
| Hopkins     |              |           |   |

On motion of Mr. Clark,

Leave of absence was granted to himself from tomorrow's session.

On motion of Mr. Gilbert,

Leave of absence was granted to himself from tomorrow's session.

## GENERAL ORDER.

On motion of Mr. Barnard,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Morrow to the chair.

After some time spent therein the committee rose and, through their chairman made the following report:

## I.

The committee of the whole have had under consideration the following:

Senate joint resolution No. 5 (file No. 5), entitled

A joint resolution proposing an amendment to section 1, article 9 of the constitution of this State, relative to the salaries of State officers.

Senate bill No. 87 (file No. 63), entitled

A bill to amend an act entitled "An act for the incorporation of boards of trade and chambers of commerce," being act No. 166, approved March 19, 1863.

Senate bill No. 108 (file No. 68), entitled

A bill to exempt school district No. 1, in the township of Plymouth, in the county of Wayne, from the provisions of act No. 147, of the public acts of 1891, as to inspecting and granting certificates to teachers employed in the same, and to authorize the district board to inspect and grant certificates to such teachers.

Senate bill No. 66 (file No. 66), entitled

A bill to change the name of August Johnson to August Hammer, and to legalize contracts and heirships of said Johnson made under the name of Hammer.

Senate bill No. 51 (file No. 71), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894.

House bill No. 783, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 130 (file No. 70), entitled

A bill to amend Sec. 1 of act No. 31 of the public acts of the year 1887 (Howell's statutes, Sec. 1984 s), entitled "An act to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold and to prohibit the sale or giving away of intoxicating liquors within one mile of the Soldiers' Home.

House bill No. 147, entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding 30 years, and to fix the duties and liabilities of such renewed corporations, associations or societies,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

Senate bill No. 86 (file No. 52), entitled

A bill to amend section 4 of act number 208 of the local acts of 1891, entitled "An act to detach certain territory from the townships of Grand Rapids, Paris, Wyoming and Walker in the county of Kent, and to annex the same to the city of Grand Rapids,"



Have directed their chairman to report the same back to the Senate with the recommendation that the bill be re-referred to the committee on Counties and townships.

JAMES H. MORROW, *Chairman.*

Report accepted and committee discharged.

The first named joint resolution and bills were placed on the order of third reading of bills.

The Senate concurred in the amendments made to the second named bills by the committee.

The bills were then placed on the order of third reading of bills.

On motion of Mr. Morrow,

The Senate concurred in the recommendation of the committee relative to the third named bill, and the same was re-referred to the committee on Counties and townships.

Mr. Doran moved to take from the table,

House bill No. 26, entitled

A bill to appropriate money for the purpose of making an exhibit of the resources and products of the State of Michigan at the World's Columbian Exposition at Chicago in the year 1893, and providing for the appointment of two additional members to the board of managers.

And the substitute therefor, reported to the Senate on February 2, entitled

A bill to appropriate money for the purpose of making an exhibit of the resources and products of the State of Michigan at the World's Columbian Exposition at Chicago in the year 1893,

Which motion prevailed.

The question then being on agreeing to the substitute to the bill reported by the committee,

Mr. Mears moved that the Senate adjourn,

Which motion did not prevail.

The substitute was then not agreed to.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow morning at 9 o'clock.

---

*Lansing, Saturday, February 25, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Doran, Fleshier, French and Sawyer.

On motion of Mr. Pascoe,

Mr. Fleshier was granted indefinite leave of absence on account of sickness in his family.

On motion of Mr. Mears,

All absentees were excused from today's session.

#### PRESENTATION OF PETITIONS.

No. 69. By Mr. Ginley: Petition of Lansing council of trades and labor unions, for the passage of Senator McGinleys interest bill.

On motion of Mr. McGinley,

The petition was ordered spread on the Journal, as follows:

*Lansing, Mich., Feb. 7, 1893.*

*To the Honorable Members of the Senate and House of Representatives:*

We, the undersigned, earnestly petition your honorable body for the passage of the bill to regulate interest on money, presented by Senator McGinley, known as Senate bill No. 32, except that we believe the interest on short time loans may be raised to a sum not to exceed 8%, for six months or less.

Lansing Council of Trades and Labor Unions.

(Signed)

W. E. MOORE, *President.*

FRED H. TUCKER, *Secretary.*

Referred to the committee on Judiciary.

#### COMMUNICATIONS.

The Secretary announced the following:

*Lansing, February 25, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I have appointed Senators Earle, McGinley, Mears, Crane and Hough as a committee to visit the Detroit House of Correction.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Asylums for the insane:

The committee on Asylums for the insane, to whom was referred Senate bill No. 264, entitled

A bill to provide for the sale by the board of trustees of the Michigan asylums for the insane of land held by the State for the use and benefit of the Michigan Asylum for the Insane, at Kalamazoo, and to expend the proceeds of such sale for the purchase of other lands by the said board of trustees of the said asylums,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 132, entitled

A bill to change the name of the "Reform School" to "The Industrial School for Boys."

Also,

Senate concurrent resolution, entitled

Concurrent resolution relative to lighting the State Library.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR

The Speaker announced the following:

*Lansing, February 24, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 132 (manuscript), being

An act to change the name of "Reform School" to the "Industrial School for Boys."

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE, }  
*Lansing, Mich., Feb. 25, 1893. }*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 94 (manuscript), being

An act to incorporate the village of Deckerville, in the county of Sanilac.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 24, 1893. }*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 366, entitled

A bill to detach certain territory from the township of Germfast and attach the same to the township of Doyle, in Schoolcraft county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bills:

1. House bill No. 611, entitled

A bill to authorize the township of Frankenmuth to borrow money to be used in cleaning and straightening and deepening a portion of Cheboyganing creek, in Saginaw county, and to issue bonds therefor.

2. House bill No. 612, entitled

A bill to authorize the township of Buena Vista to borrow money to be used in cleaning and straightening and deepening a portion of the Cheboyganing creek, in Saginaw county, and to issue bonds therefor.

3. House bill No. 613, entitled

A bill to authorize the township of Blumfield to borrow money to be used in cleaning and straightening and deepening a portion of Cheboyganing creek, in Saginaw county, and to issue bonds therefor,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect have been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the first-named bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Fox  
Garvelink  
Gibson

Mr. Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

25

NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the second named bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Pascoe |    |
| Brundage    | Hough       | Pierce     |    |
| Burt        | Jewell      | Sabin      |    |
| Champion    | McGinley    | Steel      |    |
| Crane       | McLaughlin  | Turnbull   |    |
| Fox         | Mears       | Weiss      |    |
| Garvelink   | Mellen      | Wilkins    |    |
| Gibson      | Morrow      |            | 23 |

## NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the third named bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |             |    |
|-------------|-------------|-------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Mugford |    |
| Brundage    | Hough       | Pascoe      |    |
| Burt        | Jewell      | Pierce      |    |
| Champion    | McGinley    | Sabin       |    |
| Crane       | McLaughlin  | Steel       |    |
| Fox         | Mears       | Turnbull    |    |
| Garvelink   | Mellen      | Weiss       |    |
| Gibson      | Morrow      | Wilkins     | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to Senate the following concurrent resolution:

WHEREAS, Information has been received of the appointment by President Harrison of Benton Hanchett, of Saginaw as Circuit Judge of the United States, to succeed Judge Howell E. Jackson; therefore

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bills:

1. House bill No. 611, entitled

A bill to authorize the township of Frankenmuth to borrow money to be used in cleaning and straightening and deepening a portion of Cheboyganing creek, in Saginaw county, and to issue bonds therefor.

2. House bill No. 612, entitled

A bill to authorize the township of Buena Vista to borrow money to be used in cleaning and straightening and deepening a portion of the Cheboyganing creek, in Saginaw county, and to issue bonds therefor.

3. House bill No. 613, entitled

A bill to authorize the township of Blumfield to borrow money to be used in cleaning and straightening and deepening a portion of Cheboyganing creek, in Saginaw county, and to issue bonds therefor,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect have been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the first-named bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Fox  
Garvelink  
Gibson

Mr. Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

25

NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the second named bill was put upon its immediate passage.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Pascoe |    |
| Brundage    | Hough       | Pierce     |    |
| Burt        | Jewell      | Sabin      |    |
| Champion    | McGinley    | Steel      |    |
| Crane       | McLaughlin  | Turnbull   |    |
| Fox         | Mears       | Weiss      |    |
| Garvelink   | Mellen      | Wilkins    |    |
| Gibson      | Morrow      |            | 23 |

## NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title and, pending its reference,

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the third named bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |             |    |
|-------------|-------------|-------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Mugford |    |
| Brundage    | Hough       | Pascoe      |    |
| Burt        | Jewell      | Pierce      |    |
| Champion    | McGinley    | Sabin       |    |
| Crane       | McLaughlin  | Steel       |    |
| Fox         | Mears       | Turnbull    |    |
| Garvelink   | Mellen      | Weiss       |    |
| Gibson      | Morrow      | Wilkins     | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 24, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to Senate the following concurrent resolution:

WHEREAS, Information has been received of the appointment by President Harrison of Benton Hanchett, of Saginaw as Circuit Judge of the United States, to succeed Judge Howell E. Jackson; therefore

*Resolved* (the House concurring), That in the appointment of Benton Hanchett, the people of the United States are to be congratulated on securing for the high and important position of United States Circuit Judge, an accurate, well read and profoundly learned lawyer, to whose professional accomplishments are joined the honorable characteristics of an honest man, the wisdom and equable temperament of the philosopher, the good humor and indulgence of the man of the world, and that charity for the weaknesses and frailties of human nature which tempers the heart and modifies the censure of the true christian gentleman; further

*Resolved*, That the thanks of the people who appreciate the importance to the public welfare of a learned, true and incorruptible judiciary are due to President Harrison for this appointment; and in the name of the people of the State of Michigan, they are hereby extended to him by the Legislature, and that an engrossed copy of these resolutions be immediately sent to the president.

And to inform the Senate that the House has amended the same, so as to read as follows:

WHEREAS, Information has been received of the appointment by President Harrison of Benton Hanchett, of Saginaw, as Circuit Judge of the United States, to succeed Judge Howell E. Jackson; therefore

*Resolved* (the House concurring), That in the appointment of Benton Hanchett, the people of the United States are to be congratulated on securing for the high and important position of United States Circuit Judge, an accurate, well read and profoundly learned lawyer, to whose professional accomplishments are joined the honorable characteristics of an honest man, the wisdom and equable temperament of the philosopher, the good humor and indulgence of the man of the world, and that charity for the weaknesses and frailties of human nature which tempers the heart and modifies the censure of the true christian gentleman; further

*Resolved*, That the thanks of the people who appreciate the importance to the public welfare of a learned, true and incorruptible judiciary are due to President Harrison for this appointment; and in the name of the people of the State of Michigan, they are hereby extended to him by the Legislature.

*Resolved*, That an engrossed copy of these resolutions be immediately sent to the President and one also to the Hon. Benton Hanchett.

In the adoption of which, as thus amended, the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the amendment made by the House to the resolution,

On motion of Mr. Mears,

The Senate concurred.

Mr. Turnbull, by unanimous consent, moved to take from the table, Senate bill No. 401, entitled

A bill to provide for the construction and maintenance of wagon roads in and by the county of Alpena, and to authorize the county of Alpena to raise money therefor by issuing bonds or otherwise,

Which motion prevailed.

On motion of Mr. Turnbull,

The bill was referred to the committee on Counties and townships.

## MOTIONS AND RESOLUTIONS.

Mr. F. W. Clapp offered the following resolution:

*Resolved*, That the President of the Senate be empowered to appoint an additional janitor, with power to remove the same at any time;

Which was adopted.

Mr. Steel offered the following resolution:

*Resolved*, That it is the sense of the Senate that a regular session of the Senate be held Saturday afternoon, March 4, and Monday afternoon, March 6, and upon each alternate Saturday and Monday afternoon thereafter during the session;

On motion of Mr. Steel,

The resolution was laid on the table.

## THIRD READING OF BILLS.

Senate bill No. 51 (file No. 71), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Morrow |    |
| Brundage    | Hopkins    | Mugford    |    |
| Burt        | Hough      | Pascoe     |    |
| Champion    | Jewell     | Sabin      |    |
| Clapp       | McGinley   | Steel      |    |
| Crane       | McLaughlin | Turnbull   |    |
| Fox         | Mears      | Weiss      |    |
| Garvelink   | Mellen     | Wilkins    | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 66 (file No. 66), entitled

A bill to change the name of August Johnson to August Hammer, and to legalize contracts and heirships of said Johnson made under the name of Hammer.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Morrow |    |
| Brundage    | Hopkins    | Mugford    |    |
| Burt        | Hough      | Pascoe     |    |
| Champion    | Jewell     | Sabin      |    |
| Clapp       | McGinley   | Steel      |    |
| Crane       | McLaughlin | Turnbull   |    |
| Fox         | Mears      | Weiss      |    |
| Garvelink   | Mellen     | Wilkins    | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 108 (file No. 68), entitled

A bill to exempt school district No. 1, in the township of Plymouth, in the county of Wayne, from the provisions of act No. 147 of the public acts of 1891, as to inspecting and granting certificates to teachers employed in the same, and to authorize the district board to inspect and grant certificates to such teachers.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Hough  | Mr. Pascoe |    |
| Champion    | Jewell     | Pierce     |    |
| Clapp       | McGinley   | Sabin      |    |
| Crane       | McLaughlin | Steel      |    |
| Garvelink   | Mellen     | Turnbull   |    |
| Gibson      | Morrow     | Weiss      |    |
| Hopkins     | Mugford    | Wilkins    | 21 |

**NAYS.**

|              |         |           |   |
|--------------|---------|-----------|---|
| Mr. Brundage | Mr. Fox | Mr. Mears |   |
| Burt         |         |           | 4 |

Title agreed to.

On motion of Mr. Hough,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Senate joint resolution No. 5 (file No. 5), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State relative to the salaries of State officers,

Was read a third time and passed, two-thirds of the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Hough  | Mr. Pascoe |    |
| Brundage    | Jewell     | Pierce     |    |
| Clapp       | McGinley   | Sabin      |    |
| Crane       | McLaughlin | Steel      |    |
| Fox         | Mears      | Turnbull   |    |
| Garvelink   | Mellen     | Weiss      |    |
| Gibson      | Morrow     | Wilkins    |    |
| Hopkins     | Mugford    |            | 23 |

**NAYS.**

|          |  |  |   |
|----------|--|--|---|
| Mr. Burt |  |  | 1 |
|----------|--|--|---|

Title agreed to.

On motion of Mr. Gibson,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The following is the joint resolution:

**JOINT RESOLUTION** proposing an amendment to section 1, article 9, of the constitution of this State relative to the salaries of State officers.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to section 1 of article 9 of the constitution of this State be and the same is hereby proposed to read as follows:

SECTION 1. The Governor shall receive an annual salary of \$4,000; the Lieutenant Governor shall receive an annual salary of \$1,200; the judges of the circuit courts shall receive an annual salary of \$2,500; the Superintendent of Public Instruction shall receive an annual salary of \$2,000; the Secretary of State shall receive an annual salary of \$2,000; the Commissioner of the Land Office shall receive an annual salary of \$2,000. They shall receive no fees or perquisites whatever for the performance of any duties connected with their office. It shall not be competent for the Legislature to increase the salaries herein provided.

*Be it further resolved,* That said amendment shall be submitted to the people of this State at the next spring election, on the first Monday of April, in the year 1893, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State at least 20 days prior to said election. The ballots for and against this amendment shall be printed at the foot of the general ticket, as provided by section 18 of act 190, of the public acts of 1891. The ballots shall, in all respects, be canvassed, and return made as in the elections of justices of the supreme court and regents of the University.

Senate bill No. 81 (file No. 63), entitled

A bill to amend an act entitled "An act for the incorporation of boards of trade and chambers of commerce," being act No. 166, approved March 19, 1863,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Mugford |    |
| Brundage    | Hopkins    | Pascoe      |    |
| Burt        | Hough      | Pierce      |    |
| Champion    | Jewell     | Sabin       |    |
| Clapp       | McGinley   | Steel       |    |
| Crane       | McLaughlin | Weiss       |    |
| Fox         | Mears      | Wilkins     |    |
| Garvelink   | Mellen     |             | 23 |

NAYS.

|            |   |
|------------|---|
| Mr. Morrow | 1 |
|------------|---|

Title agreed to.

On motion of Mr. McLaughlin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 783, entitled

A bill making an appropriation for the current and running expenses of the Michigan Mining School until the general appropriation for that purpose shall be available,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |             |             |
|-------------|-------------|-------------|
| Mr. Barnard | Mr. Hopkins | Mr. Mugford |
| Brundage    | Hough       | Pascoe      |

Mr. Burt  
Champion  
Clapp  
Crane  
Fox  
Garvelink  
Gibson

Mr. Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Pierce  
Sabin  
Steel  
Turnbull  
Weiss  
Wilkins

25  
0

## NAYS.

Title agreed to.

On motion of Mr. Pascoe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 130 (file No. 70), entitled

A bill to amend section 1 of act No. 31, of the public acts of the year 1887 (Howell's statutes, Sec. 1984s), entitled "An act to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold, and to prohibit the sale or giving away of intoxicating liquors within one mile of the Soldiers' Home,"

Was read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. Barnard,

The bill was laid on the table.

By unanimous consent the Senate resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Clapp offered the following resolution:

*Resolved*, That when the Senate adjourns today it stands adjourned to Monday next, at 9 o'clock, p. m.,

Which resolution was adopted.

Mr. Steel moved to take from the table the following resolution:

*Resolved*, That it is the sense of the Senate that a regular session of the Senate be held Saturday afternoon, March 4, and Monday afternoon, March 6, and upon each alternate Saturday and Monday afternoon thereafter during the session,

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Morrow moved to amend by providing that the Senate hold a session every day except Sunday, at 2 o'clock, p. m.,

On which motion Mr. Burt demanded the yeas and nays.

The amendment then did not prevail, a majority of the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Burt  
Champion  
Fox  
Jewell

Mr. McGinley  
Mellen  
Morrow  
Pierce

Mr. Sabin  
Steel  
Turnbull

11

## NAYS.

Mr. Brundage  
Clapp  
Crane  
Garvelink  
Gibson

Mr. Hopkins  
Hough  
McLaughlin  
Mears

Mr. Mugford  
Pascoe  
Weiss  
Wilkins

13



The original resolution, as offered by Mr. Steel, was then adopted, a majority of the Senators voting therefor by yeas and nays as follows:

## YEAS.

|              |             |            |    |
|--------------|-------------|------------|----|
| Mr. Brundage | Mr. Hopkins | Mr. Pascoe |    |
| Clapp        | Jewell      | Sabin      |    |
| Crane        | McGinley    | Steel      |    |
| Fox          | McLaughlin  | Weiss      |    |
| Garvelink    | Mears       | Wilkins    |    |
| Gibson       | Mugford     |            | 17 |

## NAYS.

|            |  |   |
|------------|--|---|
| Mr. Mellen |  | 1 |
|------------|--|---|

Unanimous consent being given, the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Taxation:

The committee on Taxation to whom was referred

House bill No. 162 (file No. 55), entitled

A bill to amend sections 43, 62, 74, 77, 78, 80, 96 and 106 of act No. 200 of the public acts of 1891, entitled "An act to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore or hereafter levied, and to repeal act number 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. W. HOPKINS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general orner.

## GENERAL ORDER.

On motion of Mr. Steel,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Crane to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 87 (file No. 65), entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections.

Senate bill No. 67 (file No. 67), entitled

A bill to amend section 2 of act No. 70 of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes, have directed their chairman to report the same back to the Senate, with the recommendation that the bills be laid on the table.

JESSE D. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crane,

The Senate concurred in the recommendation of the committee relative to the above named bills, and the same were laid on the table.

On motion of Mr. Gibson,

Leave of absence was granted to himself until March 13.

On motion of Mr. Clapp,

The Senate adjourned and the President announced that the Senate would stand adjourned until Monday night, February 27, at 9 o'clock.

*Lansing, Monday, February 27, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Barnard, Brundage, Doran, Hough, McGinley, Mugford, Sawyer and Wilkins.

On motion of Mr. Earle,

All absentees were excused from today's session.

On motion of Mr. Jewell,

Mr. Wilkins was granted indefinite leave of absence on account of sickness.

#### PRESENTATION OF PETITIONS.

No. 69. By Mr. Sabin: Petition of Ed. M. Prettyman Post, G. A. R., of Three Rivers, Mich., for the passage by the Legislature of the bill to equalize the bounties of Michigan soldiers.

Referred to the committee on Military affairs.

No. 70. By Mr. Mears: Petition of the tax paying citizens of the village of Boyne Falls for the passage of a bill authorizing the incorporation of Boyne Falls.

Referred to the committee on Cities and villages.

No. 71. By Mr. Champion: Petition of the Lansing council of trades and labor unions asking for the passage of Senator Champion's uniform text book bill.

Referred to the committee on Education and public schools.

No. 72. By Mr. McLaughlin: Petition of Henry A. Chaney and sixty-two other citizens of Detroit praying for the passage of the University one-fifth mill bill.

On motion of Mr. McLaughlin,

The petition was ordered spread on the Journal, as follows:

We, who are graduates and friends of the University of Michigan, living in Detroit, respectfully urge the passage of the bill placing the University tax at one-fifth of a mill. We are informed that the income from the present tax of one-fourth that amount, produces a sum equal to about one-tenth of what is required to run the public schools in our district, and to much less than half of what the University needs for ordinary

expenses, to say nothing of the heavily increasing demands of a healthy growth.

February 14, 1893.

Henry A. Chaney,  
W. C. Maybury,  
P. S. Donaldson,  
Edward W. Pendleton,  
Hoyt Post,  
A. H. Wilkinson,  
Albert P. Jacobs,  
Eli R. Sutton,  
Bryant Walker,  
E. C. Walker,  
C. A. Kent,  
C. I. Walkers,  
Frank D. Andrus,  
R. J. McLaughlin,  
Wm. J. Gray,  
Robert T. Gray,  
Morgan E. Dowling,  
Wm. S. Sherman,  
Charles K. Latham,  
George B. Sheehy,  
Jas. D. Way,  
John H. Avery,  
Robert M. Chamberlain,  
F. A. Blades,  
Wm. V. Moore,  
J. H. Goff,  
G. L. Canfield,  
Herschel Whitaker,  
W. M. Lillibridge,  
Jno. Graves,  
Walter S. Harsha,  
D. I. Davidson, with the wish it  
was four-fifths of a mill greater,

James H. Glover,  
Geo. H. Hopkins,  
Walter S. Heavenrich,  
H. M. Campbell,  
C. H. Campbell,  
Levi T. Griffin,  
Geo. Wm. Moore,  
J. T. Campbell,  
A. G. Pitts,  
Geo. H. Lothrop,  
Charles B. Lothrop,  
Wm. H. Wells,  
Ashley Pond,  
W. K. Anderson,  
Ervin Palmer,  
Geo. Bates,  
Lucius W. Frazer,  
Levi L. Barbour,  
Edward S. Grece,  
L. C. Stanley,  
A. C. Stellwagen,  
S. M. Cutcheon,  
S. E. Engle,  
Henry A. Mandell,  
Ormond F. Hunt,  
Allan H. Frazer,  
John Atkinson,  
C. M. Burton,  
C. F. Burton,  
W. H. Pungs,  
Don M. Dickinson.

#### REPORTS OF STANDING COMMITTEES.

By the committee on House of Correction at Marquette:

The committee on House of Correction at Marquette, to whom was referred

Senate bill No. 176, entitled

A bill to provide a board of inspectors for the control and management of the branch of the Michigan State Prison at Marquette and to repeal all acts and parts of acts in conflict with this act,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

PETER PASCOE, *Chairman.*

Report accepted.

On motion of Mr. Pascoe,

The request was granted, and the bill was ordered printed for the use of the committee.

### THIRD READING OF BILLS.

House bill No. 147 (file No. 67), entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies.

Pending third reading of which

On motion of Mr. Steel,

The bill was laid on the table.

Mr. Fox, by unanimous consent, moved that the committee on Judiciary be requested to report the following bills, viz.:

Senate bill No. 276, entitled

A bill to provide for indeterminate sentences and disposition, management and release of criminals under such sentence.

Senate bill No. 277, entitled

A bill to amend sections 6 and 7, of act No. 200, of the session laws of 1885, being "An act to establish an advisory board in the matter of pardons," approved June 17, 1885.

Senate bill No. 278, entitled

A bill defining the position and to provide for the treatment of convicts licensed to be at large,

Recommending that the bills be printed for the use of the committee;

Which motion prevailed.

### GENERAL ORDER.

On motion of Mr. Steel,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Weiss to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 99 (file No. 69), entitled

A bill to provide for the adoption of a uniform system of text books for all the public schools in this State, and to create a board of commissioners for the purpose of securing for use in the common schools of the State of Michigan a series of text books; defining the duties of certain officers with reference thereto, making appropriation therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, repealing all laws in conflict herewith,

But have not completed the consideration thereof and ask leave to sit again.

JOSEPH M. WEISS, *Chairman.*

Report accepted.

The committee of the whole were granted leave to sit again on the above named bill.

By unanimous consent, the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 276, entitled

A bill to provide for indeterminate sentences and disposition, management and release of criminals under such sentences,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that it be printed for the use of the committee.

S. W. HOPKINS, *Acting Chairman.*

Report accepted.

On motion of Mr. Hopkins,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 277, entitled

A bill to amend sections 6 and 7 of act No. 200 of the session laws of 1885, being "An act to establish an advisory board in the matter of pardons," approved June 17, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that it be printed for the use of the committee.

S. W. HOPKINS, *Acting Chairman.*

Report accepted.

On motion of Mr. Hopkins,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 278, entitled

A bill defining the position and to provide for the treatment of convicts licensed to be at large,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that it be printed for the use of the committee.

S. W. HOPKINS, *Acting Chairman.*

Report accepted.

On motion of Mr. Hopkins,

The request was granted, and the bill ordered printed for the use of the committee.

On motion of Mr. Fox,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Tuesday, Feb. 28, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Clark, Gilbert, Hough, McGinley and Mugford.

On motion of Mr. McLaughlin,

All absentees were excused from today's session.

#### PRESENTATION OF PETITIONS.

No. 73. By Mr. Pascoe: Petition of residents of Palmer, Mich., for the establishment and maintenance of a State Normal School at some point in the upper peninsula.

Referred to a committee on State Normal School.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred Senate bill No. 440, entitled

A bill to amend an act entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation of the same, and to repeal all existing acts and parts of acts conflicting with the provisions of this act," approved June 19, 1891, being act number 147 of the public acts of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 374, entitled

A bill to authorize the city of Grand Rapids to issue its bonds for the improvement of Grand river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Earle  
Fox

Mr. Garvelink  
Hopkins  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

22

## NAYS

0

Title agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 461, entitled

A bill to amend section 3 of title 6 of an act, entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Earle

Mr. Fox  
Garvelink  
Hopkins  
Jewell  
McLaughlin  
Mears  
Mellen

Mr. Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

21

## NAYS.

0

Title agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 210, entitled

A bill to authorize cities and villages to regulate and control the drivers of hacks and other vehicles, and the runners, porters and criers of hotels

and boarding houses, at railroad premises, and to limit them to stands or places in certain cases, and to pass necessary ordinances and punish violations thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Burt,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Pierce |    |
| Brundage    | Garvelink  | Sabin      |    |
| Burt        | Hopkins    | Sawyer     |    |
| Champion    | McLaughlin | Steel      |    |
| Clapp       | Mears      | Turnbull   |    |
| Crane       | Mellen     | Weiss      |    |
| Earle       | Pascoe     |            | 20 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 259, entitled

A bill to amend sections 13 and 17 of act No. 35 of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," as amended by acts numbered 131 and 222 of the session laws of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The bill was referred to the committee of the whole, without printing, and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 115 (file No. 43), entitled

A bill to provide for placing on the retired list, on reduced pay, members of the metropolitan police force of the city of Detroit, who shall have

become disabled or incapacitated while in the active performance of official duty, and members of said force and persons in the employ of the police board of said city of Detroit, who, after 25 years faithful continuous service, shall have become permanently incapacitated from performing regular active duty,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Burt        | Hopkins    | Sabin      |    |
| Champion    | Jewell     | Sawyer     |    |
| Clapp       | McLaughlin | Steel      |    |
| Crane       | Mears      | Turnbull   |    |
| Earle       | Mellen     | Weiss      | 21 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 82 (file No. 13), entitled

A bill to amend sections 3, 4, 21, 38, 45 and 46 of an act entitled "An act to reincorporate the village of Schoolcraft," approved March 12, 1869, as revised by act No. 396, of the local acts of 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Clapp,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage.  
Burt  
Champion  
Clapp  
Crane  
Earle  
Fox

Mr. Garvelink  
Hopkins  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

22

## NAYS.

0

The question being on agreeing to the title,

Mr. Clapp moved to amend the title as follows:

By striking out of line 1 thereof, the word "thirty-eight,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 120 (file No. 48), entitled

A bill to amend section 2 of act No 122, of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, as amended by act No. 217, of the public acts of 1879, the same being section 4818 of Howell's annotated statutes of the State of Michigan, as amended by act No. 59, of the public acts of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

## COMMUNICATIONS FROM STATE OFFICERS.

The Secretary announced the following:

*Lansing, February 28, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I hereby designate the hour of 10 o'clock a. m., on each week day, when the Senate does not have a morning session, for the time of meeting of the committees on Judiciary, Cities and villages and State affairs.

Very respectfully,

J. WIGHT GIDDINGS,

*President of the Senate.*

The message was laid on the table.

The Secretary also announced the following:

*Lansing, Feb. 28, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate I have appointed Senators Earle, Jewell and Morrow as a committee on the location, management and control of an asylum for the chronic insane.

J. WIGHT GIDDINGS,  
*President of the Senate.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 437, entitled

A bill to incorporate the public school of the village of Addison,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 317, entitled

A bill to detach certain lands in the township of Minden and county of Sanilac, now embraced in fractional school districts No. 5 of Paris and Bingham townships, Huron county, from said school district in Huron county for the purpose of allowing the formation of a new school district or districts embracing the said territory in said township of Minden,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and Public schools.

## GENERAL ORDER.

On motion of Mr. Barnard,

The Senate went into committee of the whole on the general order.

Whereupon the President called Mr. McLaughlin to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 259, entitled

A bill to amend sections 13 and 17 of act No. 35 of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," as amended by acts numbered 131 and 222 of the session laws of 1889.

Senate bill No. 120 (file No. 48), entitled

A bill to amend section 2 of act No. 122, of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, as amended by act No. 217 of the public acts of 1879, the same being section 4818 of Howell's annotated statutes of the State of Michigan, as amended by act No. 59 of the public acts of 1891.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

House bill No. 162 (file No. 55), entitled

A bill to amend sections 43, 62, 74, 77, 78, 80, 96 and 106 of act No. 200 of the public acts of 1891, entitled "An act to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied, and to repeal act No. 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act,"

Have made sundry amendments thereto, and have directed their chairman to report the same back to the senate, asking concurrence therein, and recommend that the bill do lie on the table.

The committee of the whole have also had under consideration the following:

## III.

Senate joint resolution No. 8 (file No. 7), entitled

A joint resolution for the relief of Fred C. Harvey, private of company D, 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops at Camp Winans, Island lake, Michigan, August 23, 1892,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend that the joint resolution be referred to the committee on Finance and appropriations.

JOSEPH R. McLAUGHLIN, *Chairman.*



Report accepted and committee discharged.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. McLaughlin,

The Senate concurred in the amendments made to the second named bill by the committee, and the bill was laid on the table.

On motion of Mr. McLaughlin,

The Senate concurred in the amendments made to the third named joint resolution, by the committee, and the joint resolution was referred to the committee on Finance and appropriations.

By unanimous consent, the Senate took up the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Weiss offered the following resolution:

*Resolved*, That the superintendents of the poor of the State of Michigan be allowed the use of the Senate chamber from 7:30 p. m. to 9 p. m. this evening,

Which resolution was adopted.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill.

Senate bill No. 116 (file No. 44), entitled

A bill to amend section 4, of act No. 280, of the local acts of 1883, entitled "An act relative to justice courts in Detroit," as amended, being compiler's section 7091g, of 3d Howell's annotated statutes of Michigan, for the years 1883 and 1890.

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 145, entitled

A bill to incorporate the village of Constantine, in the county of St. Joseph and State of Michigan, and to repeal act No 191, of the public acts of the State of Michigan for the year 1861, entitled "An act to incorpo-

rate the village of Constantine," approved March 15, 1861, and the acts amendatory thereof.

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

• HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 852, entitled

A bill to change the name of Asenath M. Ferguson to Asenath Ferguson Sturdevant,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in the county of Berrien, and to attach the said territory to the township of St. Joseph, in said county.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 387, entitled

A bill to detach certain territory from the township of St. Joseph in the county of Berrien and attach the said territory to the township of Benton in said county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 28, 1893. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 102 (file No. 28), entitled

A bill to amend sections 36, 39 and 45 of act No. 248 of the session laws of 1869, the same being an act to incorporate the village of Lawton,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 442, entitled

A bill to amend act No. 208 of the session laws of 1883, entitled "An act to re-incorporate the village of Decatur in the county of Van Buren and to repeal act No. 244 of the session laws of 1861 entitled 'An act to incorporate the village of Decatur,' approved March 16, 1861, as revised by act No. 266 of the session laws of 1875, entitled 'An act to revise the charter of the village of Decatur,' approved April 25, 1875," and acts amendatory thereof.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, February 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 434, entitled

A bill to amend section 1 of act No. 234 of the session laws of 1891 entitled "An act to incorporate the village of Gaston in the county of Wexford approved March 21, 1891, so as to change the name of said village of Gaston to Harriette,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, Feb., 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 449, entitled

A bill to incorporate the village of Stevensville, Berrien county.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, February 28, 1893. }

*To the President of the Senate:*

SIR: I am instructed by the House to transmit the following bill:

House bill No. 158 (file No. 57), entitled

A bill to amend section 1 of act No. 254 of the local acts of 1883, entitled "An act to reincorporate the village of Mackinaw City, in the county of Cheboygan,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered

to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**LEWIS M. MILLER,**  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 28, 1893.* }

*To the President of the Senate:*

SIR.—I am instructed by the House to transmit the following bill:

House bill No. 346, entitled

A bill to incorporate the village of Grant in Newaygo county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**LEWIS M. MILLER,**  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

On motion of Mr. McLaughlin,

The Senate resumed the order of

#### THIRD READING OF BILLS.

Senate bill No. 259, entitled

A bill to amend sections 13 and 17 of act No. 35, of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," as amended by acts numbered 131 and 222 of the session laws of 1889,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
 Brundage  
 Burt  
 Champion  
 Clapp  
 Crane  
 Earle

Mr. Fox  
 Garvelink  
 Hopkins  
 Jewell  
 McLaughlin  
 Mears  
 Mellen

Mr. Pascoe  
 Pierce  
 Sabin  
 Sawyer  
 Turnbull  
 Weiss

20

#### NAYS.

0

Title agreed to.

On motion of Mr. McLaughlin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Morrow,

The Senate took a recess until 7:15 o'clock p. m.

## AFTER RECESS.

7:15 o'clock p. m.

The Senate met and was called to order by the President.

Quorum present.

The Sergeant-at-Arms announced a committee of the House who reported that the House was in waiting and ready to meet the Senate in joint convention.

The Senate then proceeded to Representative Hall to meet the House in joint convention.

## PROCEEDINGS IN JOINT CONVENTION.

The roll of the Senate was called by the Secretary thereof and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof and a quorum of the members were present.

The President of the Senate and President of the joint convention announced that the joint convention had met to pay suitable tribute to the memory of the late Rutherford B. Hayes and Henry P. Baldwin.

Mr. Moore moved that a committee of three be appointed to notify His Excellency, the Governor, and State officers that the two Houses are in session and ready to receive them,

Which motion prevailed.

The President announced as such committee Messrs. Moore and Sullivan and Senator Garvelink.

After a short absence the committee returned, and reported the Governor and State officers in attendance, and they were conducted to seats.

The President announced that the exercises would be opened by Music—"Not dead, but sleepeth"—*White*.

Prayer was offered by the Rev. W. H. Osborn.

Address on ex-President Hayes—By Hon. James B. Angell, LL. D., President of the University of Michigan.

Dr. Angell spoke as follows:

The new year opened by making sad havoc in the ranks of our distinguished men. In the midst of the joyous festivities of the season, we were startled again and again by the sad tidings that those who had been most eminent in church and in state, in peace and in war, had been stricken down by death. Conspicuous among them were the two men to whom the State of Michigan, through her Legislature, today offers her tribute of affection and respect, Governor Baldwin and President Hayes. As providentially we are called to couple their names in these solemn services, we cannot forget that there were not a few points of similarity in their characters. In their purity of heart and life, in their simplicity and modesty, in their earnest religious faith, in their generosity to the needy, in their unostentatious but faithful discharge of every duty, public and private, they were strikingly alike. Both represented the best type of the American citizen. Their personal relations, while Governor Baldwin was in the senate and Mr. Hayes was President, and perhaps at other periods in their lives, were friendly and, I think, somewhat intimate. The younger of the two had reached the span of years allotted by the Psalmist, while the other had passed it, and both had rounded out their lives by a serene old age, filled with noble deeds. While thus Michigan records today her grateful appreciation of the beautiful character and useful career of Governor



Baldwin, she may also well do honor to his personal and political friend, in whose nomination and election she was so influential.

The political contests in which President Hayes took part are so far in the past, and his bearing towards his political opponents even in the sharpest of these contests was always so courteous, that we can, I trust, forget all our political differences at this hour in paying a brief tribute to his memory. In no other than this unpartisan spirit could I undertake to discharge the duty to which you have called me.

The story of the life of Mr. Hayes before he came to the presidency, we can rehearse but briefly. He was of good Vermont stock, than which there is no better. He was born in Delaware, Ohio, in 1822, three months after the death of his father. His mother by her intelligence and wisdom left a deep impress upon him. The family were so provided for that the boy was able to secure his education at school and college and professional school without the hardships that many an American boy has to undergo. He graduated at Kenyon College in 1842, studied law partly in an office at Columbus and partly in the Harvard law school under those renowned teachers, Professor Greenleaf and Judge Story. He established himself in practice first at Fremont and afterwards at Cincinnati. He was well started in his profession when the war broke out.

He was one of the earliest volunteers. As he was about to enlist he declared in ringing words of patriotism that thrill us even now as we repeat them, "I would prefer to go into the war if I knew I was to be killed in the course of it rather than to live through and after it without taking any part in it." He served under Rosecrans in the spirited campaign which secured West Virginia in possession of the government. His regiment was then transferred to the Army of the Potomac. Took an active part in the campaign in Maryland and the Shenandoah Valley, from the battle of Smith Mountain to that of Cedar Creek. He was a most efficient officer, and displayed a signal, at times almost reckless, bravery in battle. He bore to his grave the scars of honorable wounds received in this campaign. Though he never sought promotion he rose to the rank of brigadier general and finally to that of brevet major general.

In 1864, while still in the field, he was nominated for congress. He was urged to come home and take part in the political contest. He declined to do so in these memorable words: "An officer fit for duty who at this crisis would abandon his post to electioneer for congress ought to be scalped. You may feel perfectly sure I shall do no such thing." He was, of course, elected, as the man who could utter such a sentiment deserved to be. He was reelected in 1866. He was not a speech-making legislator, but was a faithful and wise worker.

He was elected Governor of Ohio in 1867 over Mr. Thurman, again in 1869 over Mr. Pendleton, and a third time in 1874 over Mr. William Allen. He showed excellent judgment in the discharge of the duties of chief executive of the state. In his last gubernatorial campaign, as in one of the preceding campaigns, the chief issues on which he won, after hard fought contests, were on the problems of reconstruction in the view of sound money and the honest payment of debts by the national government. His able and successful advocacy of a wise and honorable financial policy in these contests brought his name prominently before the country. It is therefore not surprising that as the presidential campaign of 1876 drew on his fellow citizens in Ohio, and not a few in other states, should have turned their eyes to him as a man worthy of the republican nomination. His military record had been most creditable. Though he had not sought

civil office, the constituencies in Ohio had twice elected him to congress, and three times to the executive chair of the state. His sterling qualities had won him an exceptional popularity where he was best known. He was nominated for the presidency on the seventh ballot by the national republican convention which met at Cincinnati.

In his letter of acceptance he set forth briefly the views he was thereafter to support so warmly concerning civil service and sound currency and the completion of the work of reconstruction in the south. The spirited campaign between he and Mr. Tilden, the democratic candidate, is fresh in the memory of us all. None have forgotten the solicitude with which we heard on the day after election that the victory was claimed by the leaders of both parties, and that the result was really dependent on the votes in certain southern states, where beyond all question there had been many irregularities and frauds. Excitement was intense. The situation was most critical. Many men felt that at no time in the war was the danger to the republic so great. Were we, it was asked with anxiety, just as we had emerged from our great armed conflict to be plunged again into civil strife, as the Spanish American republic had so often been, to determine who should be president?

But the good sense and statesmanship and moderation of leaders in both parties, sustained by the patriotic self-control of the people, provided a way of escape. An electoral commission, made up of members of both houses of congress and justices of the supreme court and representing both parties, was entrusted by a large majority in both houses with the power of determining who was elected. That body found by a vote of eight to seven that Mr. Hayes was elected by a majority of one electoral vote. When one remembers the tension of feeling with which the decision of the commission was awaited, it is not surprising that some who were disappointed permitted themselves to use bitter language in condemnation of its action. But in view of the criticisms which were freely made upon Mr. Hayes for accepting the presidency in these circumstances, it is proper to recall the fact that the proposition to leave the decision of the question in dispute to the commission was supported in both houses by a majority of the party opposed to him. They were therefore in reason estopped from complaints against Mr. Hayes for accepting the decision reached by a method of their own choice.

Whatever criticism any one may feel called to make on the members of the commission for their action, and perhaps upon that unanimity of opinion could hardly be expected no one pretended that Gov. Hayes had ever done aught by word or deed to influence their action, and therefore there was no course left for him but to enter on the duties of the office to which he had been legally called. For him to decline, as some say he ought to have done, was to place a man in the executive chair, who, the commission declared, had received only a minority of the electoral votes. Never were duties clearer than the duty of Gov. Hayes to accept the position, and the duty of President Grant to see that he was duly inaugurated. Each was true to his duty, and the nation passed its great crisis in safety.

Unquestionably, however, the belief on the part of many that there was a cloud on Gen. Hayes' title to the presidency was a source of embarrassment to him in office, and the cause of many disparaging judgments of his administration. In his inaugural message he made an emphatic declaration in favor of permitting self government in the south, and of guarding the rights of both the white race and the colored. He urged the mainte-

nance of free education by the southern states, and recommended the aid of them, if necessary, by the federal government in the support of schools. He warmly argued against the spoils system in the distribution of offices, and in favor of an efficient civil service system. He suggested a single term of six years for the president in order that that officer might be freed from the temptation to use his appointing power so as to secure his own renomination rather than the public good, and announced his firm purpose not to accept a renomination. He reiterated the doctrines he had so vigorously advocated in his gubernatorial campaigns in Ohio in favor of a good currency and of an early return to specie payments. These are the views to which he adhered through his whole term, even when they failed to find favor with congress.

In support of his ideas on civil service, we find him in the June after his inaugural issuing an executive order "that no officer should be required or permitted to take part in organizations, caucuses or campaigns, and no assessment for political purposes, on officers or subordinates, should be allowed." This order was made applicable to every department of the civil service. His views on this subject, which had been under discussion since that able lawyer and statesman, Mr. Jenckes of Rhode Island, in 1865 introduced his civil service bill, were in advance of those not only of his political opponents, but also of a majority of his own party. We therefore never succeeded in securing an adequate appropriation to carry into effect the plans for reform which he cherished. But he urged them upon congress in every annual message which he delivered. The degree of success which has been attained in superseding the spoils system by a rational and sensible non-partisan policy, though still smaller than what some of us think the nation needs, may properly be credited, to a considerable extent, to his unceasing efforts in behalf of such a policy.

Upon another subject it was President Hayes' trying fortune at an early date in his administration to break with a portion of his party and to excite a burning controversy. I refer to his decision to withdraw the troops in main from the southern states and to leave those states free to conduct their own political affairs. He believed that we must, if we were to live as a republic, at some time cease to govern the southern states as military dependencies, and that now twelve years after the war had closed we might well try the experiment of permitting Louisiana and South Carolina and Florida to govern themselves as Massachusetts and New York were permitted to do, we might well see whether state affairs could be worse administered than they had been in some parts of the south for the few preceding years.

This was a difficult question on which there must needs be honest differences of opinion. No doubt he was in some respects disappointed in the results of his policy, and especially in the practical suppression of the negro vote. The southern states of course passed under the control of his political opponents to the great dissatisfaction of many of his own party. But unless military government was to be permanently maintained in the south, some of the evil results which were encountered, could not have been avoided by delaying the step which he took. The lapse of fifteen years does not show that if self-government was to be restored to the south at any time within his generation, it was not as expedient to restore it then as at a later date. And certainly the prosperity of the new south dates its beginning from his administration.

It was also the lot of President Hayes to find himself in 1878 at variance with congress, not excepting a large number of republican senators

and representatives, on the currency question. The so-called Bland bill was passed by congress, making the silver dollar, whose commercial value was then ninety-two cents, a legal tender, and providing for the coinage of not less than two millions nor more than four millions of silver dollars monthly. President Hayes, true to the doctrines he had long proclaimed, maintained that the dollar should have silver enough to make its commercial value equal to that of the gold dollar, and vetoed the bill. The veto was not sustained by congress, but was opposed by a heavy majority made up of members of both parties. Indeed, it was not until 1879 that the administration can be said to have had the support of its own party. Had the president been a mere time server, had he preferred the applause of a party to the triumph of what he deemed right and wise, he would have pursued a very different course.

The President did, however, have the pleasure at last of seeing the great measure on which he had set his heart, the resumption of specie payments, attained on January 1, 1879, under the able conduct of the Treasury by that great financier and statesman, John Sherman. This must be regarded as by far the most important success of his administration. Years before his accession to the Presidency he had longed to see this accomplished and had remitted no effort to accomplish it since he came into power.

Foreign affairs, though ably conducted by that eminent Secretary of State, Mr. Evarts, did not present so many important questions at this time as it has fallen to the lot of some administrations to deal with. Our foreign trade was encouraged by an excellent system of consular reports upon the markets of foreign lands. By a miscarriage of justice, for which the Hayes administration was not responsible, we were mulcted in that international tribunal, the Halifax Commission, in the sum of five and a half million dollars for the privileges alleged to have been secured to us in respect to fisheries by the treaty of Washington of 1871. A Chinese restriction bill, which the President regarded as in violation of our treaty of 1868 with China, having been vetoed, a commission was, at his suggestion, raised to negotiate with the Chinese government. A treaty was speedily secured, which gave us the right to regulate and restrict, though not to prohibit absolutely, Chinese immigration.

From this hasty review of President Hayes' administration, it is plain that rarely has a president been surrounded with more embarrassments in the conduct of affairs. Not only was he confronted a part of the time with a hostile senate and house, but the sympathy and support of many of his own party were often withheld from him. But he commanded the respect of men of both parties by his purity of character and of motive. No scandals sullied his administration. The political atmosphere of the White House was pure and sweet. And we may not improperly say that under the care of his noble wife the social atmosphere of the White House was also pure and sweet.

The two political measures by which the administration of President Hayes will be remembered are the withdrawal of the troops from the south, and the resumption of specie payments. The first was the announcement to the world that the gulf which the war had opened between north and south was to be closed; the other was the proof that we had recovered from the financial derangements caused by the war. Each of these measures was of sufficient importance to relieve the administration of the charge sometimes made that it was unmarked by any event or achievement of great consequence.



In spite of the opposition which he encountered from his own party, as well as from the democratic party, he was so free from political asperity; he was so courteous to those who did not agree with him, that by his personal bearing he did much to mitigate the bitterness of the contests of his time, and to prepare the way for the present era of comparatively good feeling between men who differ in political views. He was by temperament a peace-maker, and was sharply criticised by the more extreme men of his own party for not being more aggressive and combative towards the party in opposition. But with all his affability and gentleness he was by no means lacking in firmness in the maintenance of what he deemed right or wise, as his veto messages attest, nor in high courage, as he conspicuously showed on many a field of battle, and in his spirited contests with congress. I believe that the sharp differences of opinion which have prevailed on the very grave questions that fell to President Hayes to consider and act on, have prevented him from receiving the meed of praise which is his due, and that as the years go on and the old asperities of feeling, which discussion of those questions evoked so soon after the war, subside and are forgotten, sober and unimpassioned history will assign a much higher place to him and his administration than has thus far generally been accorded to them.

After the expiration of his term of office, he retired to his pleasant home in Ohio. But he was by no means idle. He has by his life in these later years answered the question often asked, "What shall we do with our ex-Presidents?" He has devoted his time largely to unrequited labors in aiding in the administration of public charities and of educational institutions, and in the work of penal reform. He has been an active member and an officer of the national society which devotes itself to the study and encouragement of prison reform. He was a trustee of both the Peabody fund and the Slater fund for promoting education in the south. He was president of the trustees of the Ohio State University, and was very influential in securing legislative aid for it. Modest, unaffected, the very impersonation of kindness, he has spent the closing years of his life in ministering unto others rather than in being ministered unto.

A better example of simple, dignified, noble, American manhood it would not be easy to find. Men may differ in their estimate of his administration but they cannot well differ in their respect for his patriotic devotion, his elevation of character, his nobility of life. While the people choose such men as he was to high office, while the young are reared to honor the type of character he represented, we may be sure the republic will take no harm.

Senator Sabin then addressed the joint convention as follows:

*Mr. President, fellow legislators, ladies and gentlemen:*

We meet here on this occasion, with this great chamber draped with emblems of mourning, because a great man has fallen in our nation. The presidency of the United States is a crown of personal triumph which is rightly sought as the richest which this country or any country on earth can give. He who has wielded the scepter of power inherent in that office, at whatever time in our history, is forever thereafter an eminent man, and he cannot drop from our midst without exciting feelings of profoundest regret. Ex-President Rutherford Birchard Hayes is dead. Whatever may have been our estimate of the man, whatever may have been our idea of the wisdom of his acts while living, we all stand, whether catholic or

protestant, whether democrat or republican, with uncovered head and mourn a nation's loss.

It is said that some men are born to greatness, that some men have greatness thrust upon them.

If either of these propositions are ever true, I think that neither of them are true with respect to President Hayes. From his birth in 1822, he entered upon his career of life with no adventitious conditions of influential ancestry, or of wealth or of any unusual intellectual grasp. He possessed in his boyhood days what was far better than these, an honest heart, a healthy body, a clear mind and a determination to make the best possible use of the faculties with which heaven had endowed him. Having been born after his father's death, he knew that his future must be carved out by himself, and no boy in all our land can say he has done better.

It is too late that I should now attempt to inform this assemblage concerning his military career, or of his many acts as president of the United States. Wherever civilized men have taken note of passing events these are now written on the pages of his country's history. We can only refer to certain incidents of this history that we may draw some lessons from the life of this, in some respects, wonderful man.

After securing a liberal literary education, after having finished a course in law under such teachers as Greenleaf & Story, after having commenced the practice of his chosen profession, he married a woman who was ever after his most helpful adviser and his constant inspiration. Fortunately for him also he lived at the right place at the right time and took the right hold of the right things. He resided at Cincinnati at the breaking out of the war of the rebellion. His legal and social standing at 39 gave him a prominence which placed him in the army where his intelligence and energy and courage won for him a fame and place which made possible the grand future which he realized.

He never was a military genius. He entered the army from pure patriotism. Having the position of major of the Twenty-third Ohio Infantry he, however, soon commanded that regiment as lieutenant colonel. While gallantly leading his troops in a charge at the battle of South Mountain, though severely wounded in his arm, he continued with his men until they were obliged to carry him from the field. As a colonel he commanded a brigade and a division till, at the second battle of Winchester, Va., he distinguished himself so conspicuously, by personal bravery at an important part of the line, that General Crook, then in command, shook him by the hand and promised the star, which he soon received, making him a brigadier general of volunteers. In March, 1865, he was brevetted major general as the record shows "for gallant and distinguished services in the campaigns in Western Virginia in 1864." But the reputation of President Hayes as general in the army is easily eclipsed by a dozen lesser chieftains than Grant or Sherman. We must look, therefore, for his chief monuments of glory in the conscientious, honorable and firm attitude taken by him in his rapid political march to the highest place in the Republic. Before he left the army he was elected a member of congress. Refusing to leave his post to seek election he did not take his seat however till the war had closed.

It was in the reconstruction period of the late rebellious states of this union he introduced, at a republican caucus, a resolution declaring that "the only mode of obtaining from those states irreversible guarantees was by constitutional amendments, and that an amendment basing representation upon voters instead of population ought to be acted upon without



delay." His abilities as a congressman were manifest not in oratory, not in his personal power to carry a great following, but as a diligent worker and a sound thinker. He was not brilliant, but he was safe. Even those who did not accept his political tenets believed in the man. So much so was this the case that in 1867 he was nominated and elected governor of Ohio while the negro suffrage amendment to the state constitution which he had made prominent in his canvass, was defeated by 50,000 majority; and the legislature, chosen by the same votes, selected for United States senator that grand old democrat, Allen G. Thurman. Three times was he elected governor of his native state. This evidence of popularity, together with his able defense of what he termed the "national honor" against the idea of "repudiation of interest on U. S. bonds unless subject to taxation" and "the payment of the national debt in greenbacks," as championed by his opponent for election as governor, Geo. H. Pendleton, made him a most available republican candidate for the presidency.

In the crowning aspiration of a lifetime he was to be weighed in the balance at the nominating convention with such men as the able and war-famed governor of Indiana, Oliver P. Morton, and Benjamin H. Barstow, and with the "plumed knight" from Maine, the Hon. James G. Blaine. Here strong intellect, matchless powers of oratory and wonderful genius were competing with clear headed common sense, faithfully executed for public favor, and Hayes was nominated.

In this republic of ours citizens are jealous of towering genius. We admire it, we praise it, we are willing to shout for it, but we dare not trust it. It occupies a realm above the commonality, and the presidency we have reserved for the people of the Republic.

Whatever may be our views concerning who was elected in that famous contest for the presidency in 1876, it is of record that Mr. Hayes favored such counting of the votes as was fair and right. To Senator Sherman, who was a visiting statesman at New Orleans witnessing the count of the returning boards, he wrote: "We are not to allow our friends to defeat one outrage and fraud by another. There must be nothing crooked on our part. Let Mr. Tilden have the place by violence, intimidation and fraud rather than undertake to prevent it by means that will not bear the severest scrutiny."

In his letter of acceptance and in his inaugural address he announced ideas with reference to civil service reform and to the qualification of the south which were not in accord with those of the leaders, or with the majority of his party. No one knew this better than himself; but, however much he would be glad to please the one or yield to the wishes of the other, he could not and would not violate his own convictions of what was best for the country and right to all. He therefore promulgated these principles as one has said, "in all their breadth and positiveness, calmly as if they were self-evident propositions of politics, confidently as if he anticipated no serious antagonism."

Wisely or unwisely he had the back bone to withdraw the U. S. troops from the south and left that section to make its own future. It mattered not to him that, for the present, it placed the political power in the hands of his party enemies. He has never repented that. Since then we have had a solid south, for, with him, the right of self-government was a paramount and cardinal principle. In his closing messages to congress he was compelled to admit that the south had not honored the trust which he had placed in their hands as faithfully as he had hoped or had a right to expect,

but he still had faith that better counsels would prevail and that justice would yet be done.

Gen. Garfield in the house of congress has called Mr. Hayes an optimist, and it is said he was right. President Hayes had faith in mankind and mankind had faith in him. He had no personal magnetism that men should follow him, but he had that common idea of right which is approved by the common man and he was therefore in touch with the common people. His administration was distinguished by none of that *eclat* which usually attends vigorous dynasties well supported by influential and brilliant patrons. He had offended Senator Conkling, of New York, because he had removed Chester A. Arthur, as he believed for corruption, from the office of customs at New York.

He had offended supporters of the spoils system because he had insisted that fitness and capacity, not party labor, were worthy qualifications for public office. His administration, however, accomplished some decisive results in public policy, and no enemy can say that President Hayes made no impress upon the times in which he lived. He removed federal bayonets from the south, his administration resumed specie payments. Under him treaty relations with China were modified so as to limit immigration of Chinese to this country, he successfully resisted a change of the election law which provided for United States supervision of elections for congressmen, he quelled the first great labor strikes in this country, he sent forces to and restored order in New Mexico.

In a special message to the House, he favored the great inter-oceanic canal to be under American control. He urged vigorous laws against Polygamy, and that Utah have a government analogous to that established for the northwest territory in 1787. He vetoed many bills, but always because they violated important principles, never because they limited party power.

Some great men have run a brilliant career; but, living beyond their day of power, have in private life made mistakes which have tarnished their names and dimmed the glory of their fame. Mr. Hayes retired from the presidency in 1881, admired by some, honored by all. He went to his old home at Fremont, Ohio, to enjoy with his wife, who in all his official life had been his stay and support, the fruits of labor well done. The few brief years then allotted him of life were o'ercast by but one cloud and that was the sickness and death of his estimable wife. Perhaps no woman in all our history among those who have occupied high positions, was more respected for her good, wise deeds, and none of them have been more deeply mourned since that sad event. Ex-president Hayes had given his remaining strength to works of beneficence and charity. No public or private scandal ever touched his name. The righteousness of his acts in his day of power gained new luster from the grandeur of his life in his days of retirement. At last the grim messenger came.

Full of years and full of honor, he is now gathered to his Fathers. Nor statue of bronze, nor column of marble shall outline the monument erected in the hearts of the people to his public worth and to his private virtue.

In conclusion, I have only to say that the career of President Hayes affords the best encouragement to the average American boy that could possibly be given. Not possessed of Lincoln's wonderful insight and tact, not having the commanding intellect and personal power of Garfield, he was equally of lowly origin, and won, by dint of honest work, the place which any boy now sees may be his if he will.

Over a decade has now passed since he delivered his last message as

President. Already the little asperities which appeared in the picture of his official career are beginning to vanish away. When a quarter of a century shall have gone his works will be mentioned with greater honor, "when his captious critics have ceased from their labors and are at rest."

Let us believe that, in the fast coming years of the future, all shall forget the turmoils of a once divided country now in accord; that prosperity shall be in our palaces and peace in all our borders, and thus be fulfilled the hopes of the President we now mourn, and the desires of all lovers of this grandest republic of time.

Representative Kline then spoke as follows:

*Mr. President and Gentlemen of the Joint Convention:*

It is unfortunate for me that I have been chosen to follow the eloquent gentleman who has just addressed you. The addresses to which you have just listened, propounded in eulogy of the illustrious dead, whose distinguished services have long been profoundly recognized by the people of this republic, have brought sadness to your hearts, and tears to your eyes, as only the utterances of such masters can, and who themselves are deeply touched by the words they have uttered. They are impressed as they wish to impress you, they feel that which they wish you to feel, there has fallen from their lips sweetness, they have testified in thrilling accents their friendship and patriotism.

It is in keeping with our American constitutions and ideas that we should proffer to the dead that which we withhold from the living. We meet to-night to show our appreciation of the deeds of men. We, as Americans, admire ambitious men, because they who are ambitious must needs be patriotic, and upon our patriotism we know depends our stability. The men whom we honor today were patriotic, they were devoted to their own land; their patriotism is sanctified because it was brought into existence when the battle-field, exposure and the prison pen was the result of patriotism. Both attained high honors at the hands of the people they sought to serve, one occupying the highest place within the gift of the people.

He was in the civic chair an esteem of his country, in every duty of life he has been first. As a student he was foremost, as a lawyer he was in the front rank, as a soldier he was among the bravest, for history bears numerous proofs of this, it discloses him as the hero of *Cloyd Mountain, Cedar Creek* and *South Mountain*; four horses shot from under him, four wounds in action, fighting after he fell. A hundred days exposed to death under fire; these are evidences of as lofty a courage as is yet known among men.

President Hayes was a man of high courage, he had no personal enemies; his private life was so pure that no man has ever dared assail it. He was firm, but it did not amount to obstinacy. He had in his character that which makes men noble, manly men; his constant, tender care of the soldier, sharing his blanket, his last crust and his last penny with a comrade, makes him to them doubly dear. But he is dead, and by his death a nation has lost an honored son, and children, a fond parent. But we see for him glory and honor, in the place of death and decay. It is as a christian that we think of him now; it is this which makes his life to man an invaluable boon, his death an unmitigable loss. His eternity to himself an inheritance, incorruptible, undefiled, and that which fadeth not away.

Music

- - - - -

Male Quartette.

Rock of Ages—*Millard*.

Senator Morrow then addressed the convention as follows:

*Mr. President and Gentlemen of the Joint Convention:*

It is evident that we are not here to mourn the passing to a higher sphere, one whose sojourn on this earth was a grand triumph toward perfection in mortality, a gratifying and pleasing memory to us who are proud to say he was our countryman, but to honor.

Rutherford B. Hayes exercised the functions of citizenship loyally, and with the modesty becoming a true American, conceding to others the same rights and privileges.

General Rutherford B. Hayes, as a soldier, was the beau ideal of an American patriot, brave without bluster, firm without arrogance, kind and humane while exacting obedience to discipline and orders.

Immediately upon the receipt of the news that Sumpter had been fired on, the Literary Club of Cincinnati organized a military company and chose Rutherford B. Hayes captain, and about the same time that President Lincoln tendered him a commission as colonel of a regiment. The colonelcy he declined, and in writing of this said, "I have agreed to go into the service for the war. I am not ready for so much responsibility for the service and lives of other men." "This is a just and necessary war," said he, "and demands the whole power of the country. I would prefer to go into it, even if I knew I was to be killed in its course, rather than live through and after without taking any part in it."

These are the words of a soldier and patriot, and tonight this nation exists as the refuge of the oppressed of all other countries and the home of freedom, because of men who loved that freedom better than their lives and freely offered those lives that this nation might live.

President Rutherford B. Hayes! What shall I say of him? What can be said of him that will in the least degree approximate to that which shall be said of him when the history of his and our day shall be written by the unbiased pen of the historian yet unborn? When the chaotic condition of this republic made strong hearts beat, and great minds strain and struggle in an endeavor to solve the problematic situation which dread war had brought upon us. When that day comes, then, and not until then, will the wise statesmanship and heroic patriotism of President Hayes be fully understood and appreciated. Then too will the people of this nation understand that to him more than any other statesman, are they indebted for the peace, prosperity and the broad fraternity evolved out of his policies of government, and enjoyed by the people of a great republic, knowing no east, no west, no north, no south, when the citizens of this great heritage of ours, meeting upon a level of equality, will find the farther the distance of habitation, exciting only greater respect and affection. The people of this country will know, too, that in a dark and trying hour of the nation's history, there came out from the American people a man of humble rank, but of heroic spirit, who like the lowly Nazarene, rose high above the lusts of man, above the ambition of men, above the greed and spoils of office to a patriotism so lofty that the lash of party whip could not reach, nor the warning crack with him find heeding ears. Washington in his "Brotherhood of Man" expressed this sentiment.

As a member of an infant empire, as a philanthropist by character, and, if I may be allowed the expression, as a citizen of the great republic of humanity at large, I cannot help turning my attention to this subject of how mankind may be connected like one great human family in fraternal ties. Since the time when that sentiment was so nobly expressed, no man has striven more earnestly for the good of all people; the life of no public man has been in closer harmony with the high ideals of true citi-



zenship and broad statesmanship than has the life and character of Rutherford B. Hayes; the life of no statesman of this country can stand as a more perfect text for the youth of the future than that of him who as a citizen, soldier and chief executive of the nation, and who in the eventide of life was proud to be the humble citizen of a great republic; as when at Washington a few months ago, he declined a position of distinction and honor on the reviewing stand, emphasizing the dignity of American citizenship by marching in the ranks, keeping step with the private who never wore the insignia of office, but who was thus made to feel that in the days gone by he fought not in vain for the maintenance of a government whose highest functionaries took pride in the privilege of a wearisome and laborious march, claiming no higher honor than to wear the blue and a place in the ranks with his comrades.

The lives of such men live after them. Their footsteps leave footprints gleaming like burnished gold on the sands of time. But, Mr. President, and gentlemen of the joint convention, and you, who, by your presence, assist in paying homage to the memory of two such grand types of American citizenship as Rutherford B. Hayes and Governor H. P. Baldwin, there is yet another character so closely allied to, and identified with, the life of Rutherford B. Hayes as to be a twin memory. None who fully reveres the one can for a moment forget the other. The American people, the matrons of American homes, will never forget her who, as mistress of the White House, was mistress of a typical American home. American womanhood, American mothers, will ever hold in sacred reverence the woman who, as "first lady of the land," banished the wine cup from the tables of the White House and raised the motto, "For home and our native land."

Tonight, as we wreath a leaf of laurel for the brow of the soldier-statesman in memory of her he loved, and whom all revered, it is fitting and proper that we garnish that laurel with the rose of affection, and with the white ribbon she so fondly cherished, bind the circlet of honor for the brow of him so deserving of the insignia of fame, a crown of laurel. The career of men whose lives are as landmarks along historic lines, prompt us to mourn their passage from this earth as a personal affliction and a nation's loss, often losing sight of the inspiring spirit that, acting as a guiding star to lofty purposes, fans a spark of patriotism to living flame; again, with angelic sweetness, prompt the heart to those acts of mercy, forgiveness and charity that rounds out a fullness of character which commands the admiration and respect of the world.

The pages of American history are studded with diamonds of woman's worth, sparkling with the brilliancy of intellect and the polish of culture. But of all these precious gems, which we with pardonable pride cherish as the product of freedom's soil, none can claim a more exalted position in the diadem of American fame than the pure, chaste, brilliant woman who in this life illumined the soul of him, to whose memory we tonight give homage and sweet remembrance.

Their passage through life exemplified that beautiful sentiment of "Two souls with but a single thought, two hearts that beat as one." Hearts beating in unison with God's love for humanity, humanity's greatest good.

Representative Newkirk then spoke as follows:

*Mr. President:*

I wish tonight that I possessed the eloquence of a Webster, or a Sumner, or a Phillips, or of one who has preceded me that I might speak as the circumstances of the occasion demand.

At a time like this, it seems as though the words spoken should fall only from the lips of the most eloquent eulogists in the land.

That those who stand as it were by the open grave of one who has been foremost in the councils of the nation, and pronounce upon his life deeds and characteristics, should be those who can speak as he spoke, who can think as he thought, and who can reason as he reasoned.

Those, upon whose words the public can feast, and derive therefrom the nutriment of exalted thought, of moral conclusions, and perhaps exemplar imitation.

Yet, though feeling my remissness in the respect spoken of, I cannot forego the opportunity offered of adding my humble tribute to the memory of one for whom I have always entertained the most profound regard.

History will not say of Rutherford B. Hayes that he was a brilliant man. The world will not say he was a great man, but the world in its negation will be farther from the truth than the historian.

We read of men who by their impetuosity or word or deed, who, spurred on by some unexpected force to the accomplishment of ends seemingly impossible, who flash across the vision of the world like a star from heaven, only to vanish in the presence of some brighter constellation, as brilliant men, as great men; and we have become to a certain extent hero worshippers to the exclusion of the worthy claims of men whose lives are models of practical intellectuality, statesmanship and individual worth.

Men whose pathway through life is not strewn with the spoils of war, the wrecked hopes of unwise ambition or the débris of dethroned empires, but is strewn instead with the floral offerings of love and gratitude, burdening the air with the incense of kind remembrance and heartfelt praise.

True greatness does not consist of meteoric happenings, of eloquent perorations or flashes of genius, but exists rather in the fruitful results of the exercise of dispassionate judgment, of considerate meditation, of diplomatic ability, when such results bring to the world morality and virtue, to a people peace and prosperity and to a nation stability and complete confidence in its chosen rulers.

Truly great men do not go up and down the highways of the world accompanied always by the crash of music and the fluttering of pennons, but instead develop their greatness in the councils of statesmanship and learning, studying and solving the problems of social and political exigencies, wielding an influence to be felt by generations yet unborn.

The brilliancy of a Napoleon attracts the attention as would the sparkling of a gem; but the life work of a Lincoln or a Peabody draws to it the thinking mind, there to bask in the calm, steady light of inherent greatness.

The career of Rutherford B. Hayes compares favorably with those of men whom the impartial historian has called great.

As a lawyer he was conscientious, painstaking and successful. As a soldier he was advanced step by step because of gallant conduct and intelligent service to the rank of major general. As congressman his debates were tempered with fairness and good judgment. As governor of the great state of Ohio for three successive terms he gave evidence of marked executive ability, prudent foresight in state affairs and a thorough knowledge of the varied needs of his people.

During the trying electoral contest Mr. Hayes maintained his reputation as a man of well balanced mind by counseling moderation and fairness in every particular, asserting that he would not accept the presidency through any illegal or questionable channels.



When the electoral commission, selected by mutual agreement of the two great political parties, declared him entitled to the presidency of the United States, he accepted the trust fully aware of its grave responsibilities, and at once entered upon its execution, giving to the nation four years of administration memorable for the resumption of specie payments for its conciliatory attitude toward the southern states, and for its peaceful, dignified and profitable intercourse with the nations of the earth.

The quiet christian life of President Hayes and his estimable wife at the White House has been fruitful in its good influence, and who can say to what extent their noble example has molded the future of the youth of our land?

During the past twelve years Mr. Hayes has been engaged in charitable and educational work, being chairman of the Prison Congress, and as such doing much to relieve the condition of unfortunates confined in the prisons of the land. As one of the executive managers of the Slater and Peabody funds, he has given much thought and attention to the welfare of the colored race, and has contributed largely to the growth of education and improvement of social conditions among them.

The circumstances under which I last saw ex-President Hayes were thoroughly in keeping with his unselfish disposition, his true Americanism and his desire to avoid ostentation. It was at Detroit a year ago last August, at the national encampment of soldiers and sailors held in that city.

Numerous carriages containing many distinguished men of the nation led the grand procession of veterans, but when Ohio's gallant legions came tramping by with their worn and tattered battle flags, mighty cheers went up, when beneath their ragged folds was seen the form of Rutherford B. Hayes, though bent with the weight of seventy years, marching through the heat and dust of that August day, side by side with the men with whom he had fought on bloody southern battle-fields—men who were his comrades and companions still, though their lines might have fallen widely apart.

Of him as a soldier, I can say he was as brave as the bravest. As an officer he was beloved by those under his command. As a combatant he was aggressive, as a conqueror generous.

His life march is over; the Appotmatox of life is reached and his sword is sheathed. To-night, with Grant and Sherman and Sheridan and Hancock and other gallant spirits, he answers to roll call on another field, under another commander, but under a commander who wages no conquest of strife and bloodshed, but one of "Peace on earth good will to men."

As a citizen, I can say of Rutherford B. Hayes, that he was a model one. Of kindly disposition, high-minded and true, with ear and heart ever open to the cry of suffering and want. Having received the highest honors possible from an admiring people, he died as he lived, one of the nation's most honored and respected sons.

Like the close of a summer day, when the setting sun, slowly sinking in the west casts its mellow light aslant o'er the land, tipping the hills and tree tops with the golden hue of its fading beams, when the chirp of the cricket and the song of the whip-poor-will admonish us that day is dying and night is near, so the life of Rutherford B. Hayes went out; silently, gently, in the eventide of his three score years and ten, and though the star of his destiny has set below the horizon which divides time from eternity, yet its parting rays have tinged the heart of every American with

the holy light of good deeds, moral influence and true greatness, as reflected in the noble, well spent life of him whom we mourn tonight. And we are admonished thereby to better lives and loftier aspirations while the sun of our earthly day yet shines, "for the night cometh when no man can work."

Music

Male quartette.

"No hope beyond"—*White*.

Hon. W. R. Bates then addressed the joint convention in memoriam ex-Governor Baldwin:

*Mr. President, Senators and Representatives:*

Had Governor Baldwin been consulted as to the character of an eulogy to be pronounced in his memory in this distinguished presence, he would undoubtedly have insisted upon the withholding of all fulsome praise.

He was beyond most public men whom I have known absolutely modest and while he unquestionably recognized the fact that by a long life of integrity and devotion to his State he had builded for himself a reputation second to that of no citizen of Michigan, still he was always disinclined to have public attention called to his personal life and record, whether as business man, churchman or citizen.

I shall touch upon his private life, as upon his more familiar public record, with the loving memory of one who for twenty years enjoyed his personal friendship, and in whatever essential my address may be lacking, I hope that I may make plain the profound respect in which I hold his memory.

In order to properly estimate a man one should not only become familiar with his daily life, his business or professional methods, and his personal friendships, but if possible he should also learn the facts concerning his early life, and it seems to me even this knowledge would be incomplete without learning something of his parents and more remote ancestors.

The story of Henry P. Baldwin's early life is a very simple one: He was born in Coventry, R. I., February 22, 1814, and it may be mentioned in passing that his birthplace was directly opposite the house where Henry B. Anthony was born and that these two were not only life long friends, but were members of the United States Senate at the same time. At the early age of 13 he was compelled to leave school and begin life for himself. He had received a common school education and had attended the academy term, but the death of both parents compelled him, like many another self-made man, to begin life alone; the guiding hand of his father had been chilled by death and the loving caress of his mother remained only as a sweet and tender memory, when this young lad of 13 began his work in a country store.

His ancestors were strong men, men who in the early life of the Republic were peculiarly fitted to aid in the development, not only of the material, but the intellectual growth of New England. He was a descendant of John Baldwin, Puritan, from Buckinghamshire, England, who settled at Milford, Connecticut, in 1639. His paternal grandfather was Rev. Moses Baldwin, who was graduated at Princeton in 1757, and whom the records show to "have been the first who received collegiate honors" at that institution. His father was John Baldwin, named after the Puritan John, and he was a graduate of Dartmouth college. On his mother's side Governor Baldwin's ancestry was of equal culture, and of equal standing in the commonwealth. She was directly descended from Robert Williams, Puritan, who settled at Roxbury, Massachusetts, in 1638. His

maternal grandfather was the Rev. Nehemiah Williams, a graduate of Harvard, and who for many years preached Congregationalism to the people of Massachusetts, even as his paternal grandfather, Rev. Moses Baldwin, preached Presbyterianism for over 50 years to the people of Rhode Island. Accepting the fact that Henry P. Baldwin was left an orphan, that he had no fortune, that he was at a very tender age thrown upon his own resources, still, he was well endowed; endowed by the blood and brains of generations of able and brave men, who, with matchless energy and wonderful devotion to principle, had labored for the welfare of their people. Through his veins coursed the best blood of two great families—families not great in the matter of entailed estates and inherited official positions, but great on the higher plane of education, ability and personal devotion to the people, the church, and the commonwealth. His ancestors were of that sturdy, religious, conservative character which produced in their children men of calm dignity, deep religious conviction, and a devotion to duty which characterized the fathers, but happily was tempered by the graceful amenities and courteous manners of the later and somewhat gentler generations. The evolution of this man whom we knew can be as surely traced from the stern and unbending Puritans of the New England of the 17th and 18th centuries, as the development of a State may be followed from its rugged and unformed youth to the strength and beauty and symmetry of mature years.

Debarred from the advantages of early education by force or apparently unfortuitous circumstances, the scholastic halls of Princeton and Dartmouth and Harvard, which had enriched and developed the minds of his ancestors were closed to him, yet we know that during the years while employed in the country store he spent much time in study and when at the age of twenty-three he came to Michigan he was better educated and better equipped for his career than many who with greater advantages had failed to make use of them. In his twentieth year he began business for himself and was moderately successful until he disposed of it in 1837. He was then 23 years of age and he had heard the story of the "west." Meagre reports printed in the eastern papers, and letters from acquaintances had come telling of the possibilities existing in the territories and the newer states. To him had come a hopeful if not a roseate recital of the opportunities presented for young men in the State of Michigan. Michigan which had just cast aside her more youthful territorial garments and had assumed the garb of statehood. Hither he came on a tour of inspection and returning to his eastern home made the necessary arrangements and the following year, 1838, he came to Detroit, armed with a small capital wrested from his little New England business; armed with confidence in himself, and better than all, armed with personal integrity and honest purpose, came he to Detroit.

His history from 1838 until the time of his death is almost the history of the State. It was a record of gradual growth and ultimate accumulation of wealth, influence and power. He engaged in the sale of boots and shoes at retail, but he soon discovered that the State needed a wholesale establishment for the supply of those articles, and thenceforth he gave his attention to furnishing the merchants of the interior with his goods. In these days the wholesale dealer sends his agents into nearly every county by fast railway service, and this is supplemented by the mails, by the telegraph and the telephone. But in those days it was an arduous undertak-

ing to distribute his goods about the new State. A friend of his was also endeavoring to establish a wholesale mercantile establishment, and these two men frequently made long and tedious journeys into the interior, and seated in an open wagon, Henry P. Baldwin and Zachariah Chandler traveled over Michigan disposing of their goods, collecting bills, becoming acquainted with the people and gradually learning facts about the State of their adoption, which in the future enabled them to render Michigan such signal service. But Governor Baldwin's business path was not a smooth one. He had reached Michigan during an era of inflation. Banks with immense capital (on paper) had been established in Detroit and at almost every country cross roads.

Lands had been forced by speculators to fictitious values, and it was an era of credit, with nothing particularly valuable in the way of securities. At such a period as this, when the State was flooded with "wildcat" and "red dog" money which could find no circulation outside the limits of the State, and within it only for a brief time, when nearly every man was a speculator, when villages and even cities were evolved from the forests and streams of the interior to decorate the artistic maps of bold, and sometimes very bad, operators, at such a time as this the business ability of Henry P. Baldwin found opportunity. Through it all, notwithstanding the many hundreds of failures in the State, notwithstanding the bankrupt law of 1842, when not one man in a hundred who failed could produce assets sufficient to pay even a small percentage of his obligations—through all this went Henry P. Baldwin unscathed. And then a better time came. Business readjusted itself. Banks were established on a firmer basis, and lands which the collapse had relegated to unsought and unvalued encumbrances again came to be in demand.

It can easily be imagined, and by many of you vividly remembered, that Henry P. Baldwin who went through all of these times which tried men's souls, unaffected, should have been reckoned a strong man in Michigan. Failures had been as the leaves of Valambrosia, but he stood like an oak tree, unaffected and undisturbed by the winds of adverse fortune, and from the disasters of those years came prosperity to the State as well. From that time the name of Henry P. Baldwin was a synonym—not only in Michigan, but in New York and Boston—for great foresight and almost unexampled business sagacity.

There came a time when his ability was to be called into requisition. The treasurer of the State had been recreant to his trust, and while justice had overtaken him, there remained much to be accomplished to place the finances of the State on a firm basis. As always happens in State and national affairs, the right men are raised up for the emergencies which arise. Mr. Baldwin was elected to the State Senate and with Hon. James F. Joy (who most unfortunately is unable to be present with you tonight as we had all hoped) began the work. Mr. Baldwin was made chairman of the select joint committee of the two Houses to investigate the condition of the treasury, and devoted much time and brought to bear all of his sagacity and business experience in arriving at a solution of the difficulties of the unfortunate financial situation.

He was also chairman of the Senate Finance committee, a member of the committee on Banks and incorporations, and was chairman of the Senate committee on Improvement of the St. Mary's ship canal. As was customary with him, he threw himself with energy into all of those questions and by his industry, painstaking, and broad and liberal views he



impressed himself not only upon his fellow legislators but upon the legislation of the State. It may be possible for a legislator, whether State or national, to impress the men with whom he may be associated, and even the State or nation with his own personality and yet to leave no impress of his work upon the laws of his country. The senior senator from New York for many years, Roscoe Conkling, filled a commanding place in the eyes of the people of the country, yet expert authorities in Washington assert that there is not one act of Congress which owed its origin to him.

One of the interesting reminiscences of the days immediately preceding the beginning of the hostilities on the part of the south is in connection with Michigan finances. The Hon. John Owen of Detroit had been elected State Treasurer and just before the inauguration of the incoming State government in 1861 he discovered the fact that the late State Treasurer had made away with every dollar of State funds, leaving the treasury bankrupt and an unusual call probably soon to be made to provide the money for raising troops for the defense of the country. Mr. Owen was a man of energy, and grasping the situation called a meeting of prominent and wealthy men to consider the situation. Governor Baldwin was present and these men advanced the money necessary, not only to meet the running expenses of the State, but to provide for the extraordinary emergency then facing the country. In commenting upon this, the late Judge James V. Campbell said: "John Owen, the new incumbent, aided by other patriotic gentlemen, of whom Mr. Baldwin was one, procured on private responsibility the means necessary to save the credit and meet the wants of the State."

But the condition of the treasury called for a rigid investigation into the antecedents and causes of the unpleasant condition of the finances. Mr. Baldwin, with his long experience and good judgment in financial business, was appointed chairman of the committee in charge of this matter and with unwearied diligence and great sagacity followed out the inquiry with thoroughness and impartiality, and found in the chaos and entanglement of accounts all that skill and ingenuity could unravel. The result was a complete overhauling of old methods and security against similar troubles in the future. During the same session preparations were made as far as possible against the inevitable troubles which were then so near at hand, but when the time came for action the Michigan troops were among the first and best equipped in the field.

In 1864 Mr. Baldwin was a candidate for nomination for Governor. The convention was composed of 211 delegates and the final vote stood 106 for Henry H. Crapo and 105 for Mr. Baldwin. With his accustomed energy he assisted in the election of his late competitor and no one was more pleased at Governor Crapo's election than was he. Four years later the republicans nominated and elected him, and for two terms, 1869-1872, he administered the affairs of Michigan. His inaugural message was a notable document, and few knew the facts attending its composition. The election of 1868 was a great strain upon his not robust health and after the tension of an arduous campaign was relaxed, he was afflicted with a very severe attack of hemorrhage of the lungs. Propped up in bed, weak and almost exhausted by the drain upon his system, notwithstanding the protests of his family, his intimate friends and his physician, he wrote with his own hands this message. Few men could have done this, and fewer would, but Governor Baldwin did.

I think the first sentence of that message illustrated his constant thought concerning public office: "Fellow citizens of the Senate and House of Representatives—In assuming the duties to which we have been respectively called by the suffrages of the people of the State, let us not be unmindful of the heavy responsibilities necessarily imposed upon us." His sense of responsibility, responsibility of power and of wealth, was always evident. This message dealt primarily with the finances of the State and matters pertaining to education. The Normal School, the Agricultural College, and the University, received very careful attention. The penal and reformatory institutions, St. Mary's ship canal and swamp land roads were also discussed and wise suggestions offered. The soldiers' home, the military department, immigration, manufactures, a proposed geological survey, national banks, constitutional conventions, land grant railroads, compensation of State officers, the registration of marriages, births and deaths, insurance companies and their incorporation, and the State boards all received very careful consideration. In closing his message he referred to the election of General Grant to the presidency and said:

"For four years our country was devastated by rebellion and civil war. The war had long been suppressed, the spirit of rebellion, strife and discord still existed. The people desired peace and have intrusted the administration of the government to one who is pledged to peace. Let us hope that the questions which have so long agitated and divided the country are now to be settled forever. That peace, quietness and loyalty may be found in every part of the land."

Surely these were wise and patriotic words.

He convened the Legislature in extraordinary session in July, 1870. Under acts of three successive legislatures railroad aid bonds had been issued, but the court of last resort had pronounced them illegal. In his message to the Legislature the Governor stated the amount of these illegal bonds to \$1,656,300 and he said: "Although there is no way of enforcing the collection and no legal obligation for the payment of these securities, the moral obligation of the State and of the people are as binding and should be held as sacred as their legal obligations. The honor of the people of Michigan, and especially of the counties, townships and cities by which these bonds have been issued, is directly concerned in the payment of those already sold and now in the hands of honest holders. The credit of no State stands higher than that of Michigan, and the people cannot afford, and I trust will not consent to have her good name tarnished by the repudiation of either legal or moral obligations." He closed this able message—one of the clearest, most patriotic and honorable documents on file in the archives of the State—by recommending the adoption of a constitutional amendment to be submitted to the people, enabling the municipalities to ratify and render legal, bonds which had been issued and delivered in good faith.

In his annual message to the Legislature of 1871 the Governor discussed nearly all the topics embodied in his inaugural message and in addition recommended the revision of the judicial districts, called attention to the necessity of rearranging the Senate and Representative districts as well as the congressional districts of the State. He also recommended a re-compilation of the laws, the limitation of the number of notaries public and the payment of a fee to the State by those appointed, and finally he recommended the erection of this noble building in which we are so comfortably housed tonight. To his energetic action and earnest



words may the erection of this capitol largely be accredited. I remember well that balmy morning in the spring of 1871 when the new capitol bill was the house "special order." The Governor and State officers, the supreme court, most of the Senators, all of the members of the House, and large numbers of citizens filled the old hall of the House of Representatives, and when the original bill as reported by the committee had been read and with only one amendment of consequence had been passed, I recall the satisfaction which beamed upon the face of the Governor. But without attempting to specifically examine the series of able messages submitted to the Legislature during his term of office I will only call attention to some of the more salient features of his administration.

I have already alluded to his inauguration of the new State capitol legislation. Under his administration the State Public School for dependent children was established, and decided improvements were recommended by him and adopted in the management of all charitable, reformatory and penal institutions. The Eastern Asylum for the Insane was initiated, while the State House of Correction, as well as the establishment of the State Board of Health, were recommended by him in his retiring message of 1873. The recompilation of the laws and the geological survey of the State were owing to his recommendation.

Shortly following the memorable fire which destroyed the city of Chicago occurred the terrible forest fires in Michigan in the autumn of 1871. Three thousand families, estimated at 18,000 people, were left homeless in the newer portion of the southern peninsula. With vigor and discretion, with charity and humane interest the Governor fully entered into the question of relief. He established two relief committees, one at Detroit and one at Grand Rapids. These committees disbursed \$462,106.30 in cash besides an enormous amount of food, clothing, etc., amounting in value, according to the Governor's estimate, to \$250,000, and the contributions were so generous that a proclamation was issued by the Governor in January following the fire, stating that no more were required. This prompt and energetic action, seconded by all classes of people, the rich and the poor, and carried to a successful termination by the efforts of the committees appointed from among our best citizens, gave speedy and effective relief to all sufferers, built bridges, school houses and homes, and reclothed and fed the almost naked and starving people over whom the smoke of the fearful conflagration hung like a cloud, and whose footsteps left their imprint upon the ashes of their cherished homes.

Governor Baldwin retired from the executive office in January, 1873, leaving State affairs in most excellent condition, and bearing to his Detroit home the good wishes and keen appreciation of the people of his State. His next appearance in public affairs was the occasion of his election to the national republican convention in 1876. There was at the time of the State convention which elected the delegation to that convention some local scramble in Detroit which prevented the election of a delegation favorable to Governor Baldwin and when this fact became known the delegations outside of Wayne county elected him delegate at large to the national convention as the first act of the State convention.

During a memorable series of republican meetings in the autumn of 1879, Zachariah Chandler had electrified the people of Boston by his masterful presentation of his views. From there he had gone to Wisconsin and leaving Milwaukee, he addressed the young republicans of Chicago.

Thousands were present and never had that magnificent old republican orator and statesman so completely carried with him an audience. Retiring to his hotel he ascended to his room apparently well and in the best of spirits. That night was his last on earth. The morning light showed only the dead body of one of the great men of the country, and the greatest that Michigan had produced. The wires flashed the sad intelligence over our State. Thousands accompanied his remains to the silent tomb, and after all was over came the question, "Who can fill his place?" The answer was as spontaneous as unanimous, "no one." And this was true, for his remarkable grasp of affairs, his long experience and his great ability as a speaker rendered it impossible to fill his place in every particular, but when Governor Croswell designated Governor Baldwin for the place, there was an almost universal assent to the wisdom of his choice.

Governor Baldwin assumed the duties of Senator. It was the beginning of the business era in national politics; war and reconstruction had occupied all minds for years and now an effort was making looking towards the accomplishment of legislation which should develop and enrich the country. Senator Baldwin's term of office was brief, covering two sessions of congress. But there, as elsewhere, he was methodical, industrious and far seeing. As a member of the committee on commerce he did excellent work for Michigan, and among other things inaugurated the legislation which ultimately provided for the magnificent federal building now constructing in Detroit. As illustrating his keen sense of right and wrong, I recall the fact that the finance clerk of the Senate notified Senator Baldwin that by a fiction of legislative book-keeping a senatorial salary never ceased and that when Mr. Chandler died the amount of salary accruing between his death and his successor's appearance was credited to the new Senator, in this instance amounting to about \$400. This Governor Baldwin refused to accept. "I did not earn it," he said. Finally upon the clerk's showing him that for the next century or two this unclaimed amount would stand upon his books, resulting in an interminable series of entries, the Governor compromised by accepting the amount from the financial clerk and immediately turning it over to the U. S. treasury, with the explanation "unearned." This incident has never, I think, been made public, the Senator requesting at the time that the information be not given to the press.

During his residence in Washington his carriage accidentally knocked a man down who was crossing the street. The matter was carefully investigated, and upon the report of the Governor's attorney it did not appear that the owner of the carriage was legally liable for damages as the rate of speed at which the horses were being driven was moderate, and as the pedestrian was crossing the street diagonally, not making use of the regular crossing. Governor Baldwin listened to the report and at once sent a friend to the injured man's residence. His friend reported that the man was very poor, that he was in bed and somewhat injured, although his physician said he would be all right in a few days. He also reported that the injured man claimed \$500. A check for that amount was sent to him at once, and a fee of \$150 was paid to the attorney. The Governor's explanation to his "investigating committee" was that probably the \$500 would do the poor man a great deal of good, and that the attorney was clearly entitled to his fee for making out such a good case in the Governor's favor.

During his term as United States Senator he was elected chairman of the republican State central committee and served in that capacity in 1880 and 1881. He attended to the exacting duties of that position with great

wisdom, zeal and patience. A legislature was to be elected which would in turn elect his successor to the Senate, but the Governor positively declined to allow that element to enter into his work. Indeed I recall an instance where an over zealous friend said that the candidate for the Legislature in his district was favorable to Governor Bagley, and if Governor Baldwin said so he would undertake to defeat the man, as the district was close; as a matter of history it is only proper to say that special efforts were made to secure the election of that particular candidate, and Governor Bagley owed at least one vote in the Legislature to the loyal republican who was chairman of the State central committee.

Governor Baldwin was a candidate to succeed himself as United States Senator. His principal opponents were Governor Bagley, also of Detroit, and that veteran Congressman Omar D. Conger, of Port Huron. The preliminary canvass, as well as the contest in the Legislature, was fair and open on all sides. The unfortunate situation in which Governor Baldwin found himself placed was that one of his competitors was from his own city, thus drawing from him some of the support which otherwise he naturally would have had. And this condition was equally unfortunate for Governor Bagley. The result is well remembered; Governor Baldwin received 40 votes on the first ballot, when his name was withdrawn "in favor of that old commoner, Omar D. Conger." This statement, made upon the floor by an enthusiastic republican, was not authorized. Even the withdrawal of his name was always considered by him to have been a mistake. But he cordially acquiesced in Mr. Conger's election and immediately appeared before the caucus extending his congratulations to the new senator. He said en route to Detroit after his defeat: "This closes my career as a politician. I owe much to Michigan and I have no fault to find, but I am disappointed."

During his term of service as Senator he had much influence with the administration, notably with President Hayes and Secretary of State Evarts, of New York, and was frequently consulted by them. With General Garfield Senator Baldwin was quite intimate, and to him personally, before the Chicago convention he prophesied Garfield's nomination.

After Senator Baldwin's defeat and General Garfield's inauguration I said to the President: "Senator Baldwin's defeat does not prove his lack of friends in the state, all of whom would be delighted if you would assign him to some first class mission abroad; his wide travel, his general reading, his large experience admirably fit him for a foreign mission." In reply General Garfield with great deliberation said: "You may say to Governor Baldwin that very early in my administration I will offer him a foreign mission." Thanking the President I replied: "This is exactly what I cannot do, as I came to you entirely unauthorized, and I know the Governor would object to being considered an office seeker." "Very well," replied the President, "say nothing to him, but he shall be appointed." Then came the Gitteau tragedy, which changed the plans of so many, and ended the honored life of our President.

As a churchman the Governor was known and respected wherever the Episcopal church existed in this country, for all of his long life he was most intimately connected with church work, and had the confidence and personal friendship of the bishops and clergymen of that faith. He was one of the fathers of the Episcopal church in Detroit, always active in her interests and always liberal—far beyond his means in some instances, for Governor Baldwin never was a millionaire—and when he donated the

ground and later furnished most of the money for building the beautiful St. John's church in Detroit it was taken from his capital. Over 20 years ago when he retired from active business he made a rule to spend all of his income each year and a very large proportion of it went to aid struggling churches and indigent church people. His giving was not confined to the church; to others he was liberal to a fault; as Burke said of Herbert "he remembered the forgotten." If a church society wished to erect a building to cost, say \$6,000, and applied to the Governor for aid his rule was to reply: "When you have raised \$5,000 I will contribute the last \$1,000 required, or whatever the amount might be which he felt willing or able to give. He was a careful investigator, but when he became convinced that a person or an object was worthy he gave cheerfully and liberally.

In his family he was the gentle, kind and thoughtful husband and father, and his elegant mansion on Fort street was a most hospitable home.

He was a studious man and read much. As a traveler he had visited nearly every land, and his reminiscences were very interesting.

I have taken occasion to obtain from men who knew him well estimates of his character which, with your permission I will read. The first is from his old time associate and warm friend the Honorable James F. Joy, of Detroit:

"Henry P. Baldwin came to Detroit in 1838 and established himself in business as a merchant. From that time during all his life he resided there and became, of course, well known to the whole city. As his business gradually changed from the retail to the wholesale one he dealt with the whole State and became well known to all the business men throughout the State. He was an excellent business man, careful and exact and honorable in all his dealings. His education was obtained in the common schools and the Academy of New England. His intelligence and education beyond this came from his habit of reading, his intercourse with society, and the world in his after life, and though largely self made he became a well educated man. He was fully up in all the questions of the day. His judgment was sound and in the whole course of his business, political and social life, he rarely made a mistake. His whole life was an inspiring example, a model for all young men and has had and will continue to have a wide and healthy influence.

"As a citizen, his life can only be spoken of in terms of eulogy, for as a good citizen he could be spoken of truly only in terms of praise. He was upright, he was honorable in everything, he was charitable and benevolent, he was liberal, he was scrupulously just and fair in all his dealings. His nature was kindly and considerate, and his intercourse with the world was ever that of one who esteemed the human race his kindred. He might truthfully have said in the language of the Roman poet, "There is nothing in humanity in which I am not interested." He was not rich as men nowadays count riches, but according to his means rarely has there been found a man who made better use of them.

"As a member of his church, the Episcopal, it may safely be said that no man in Detroit in any society has done so much for that with which he was connected, as Mr. Baldwin has done for the Episcopal church. He may almost be said to be its father and founder. He certainly has been by far its most liberal supporter both by his large contributions in money and also by his influence in bringing the aid of others to contribute to its prosperity. In this respect his large contributions in money, and his large influence with others to win their aid and assistance for the same



end have been worthy of all possible eulogy. It will be long years before any other man will be found so earnest and zealous, who will put his means so largely, as well as his strength and influence in every way, into the work of building up and promoting the welfare and prosperity of any religious society as Governor Baldwin did to promote that of his beloved church."

From Honorable N. B. Jones of Lansing I have received the following reminiscence illustrating the Governor's keen sense of justice as well as his lack of what is called "pride of opinion:"

"It was my good fortune to be quite intimately acquainted with Governor Baldwin, having served as clerk of the House of Representatives during his term of office, and having thus been brought into close contact with him. I had occasion to know more or less of his painstaking disposition in the discharge of the duties of his office and his great desire to do right in all matters coming within the pale of his duty as chief executive of the State of Michigan. As an index of his great desire to do right and his fearlessness in carrying out his convictions, I give you the following as one of his acts which came under my personal observation:

"In 1870 I was a member of the board of supervisors of Ingham county and assisted in vacating a few rods of the State road in the township of Lansing, running diagonally across the farm of Abraham Wheeler. There was a section line road running at right angles around the corner of the farm in question and the township board asked the board of supervisors for the discontinuance of the diagonal piece across the corner, that the expense of maintaining the two distinct thoroughfares might be thus reduced to one. I presented the matter to the board of supervisors, under the advice of the prosecuting attorney, in a series of resolutions which were adopted, and we thought our action legal. An objector to the action taken by the board consulted an attorney and was told our action was illegal in discontinuing the piece of State road in question. The following winter, being Clerk of the House of Representatives, I prepared a bill legalizing the action of the board of supervisors in this matter, and had it presented by a member of the House. It was passed by a large majority, as I took pains to explain the matter to the members and advised its passage. It passed the Senate, and it reached the Governor through the regular channels of business for his approval. After listening to the objectors to the bill, he prepared a lengthy veto message. Calling upon him, he read it to me, and I informed him that the premises were not true, and I could convince him of the fact if he would give me an opportunity to do so. This request was granted, and with the township board and prosecuting attorney present, he gave us a hearing. I then asked him what he proposed to do in the matter. He took the veto message from his desk and said: Mr. Jones, I know you have no personal interest in this matter and have given me a truthful statement in regard to it, and I shall approve the bill. With this statement he tore up the veto message and sent in a message approving the act.

"Governor Baldwin was one of the most conscientious public men I ever knew. He took great pains to find out what was right in all matters upon which he was called upon to pass judgment, and once knowing the right was fearless in his action, daring to carry out his convictions in all matters connected with the office of the chief executive, and his spotless character and manly spirit must ever give joy to those who knew him, and fill a bright page in the history of the commonwealth. The people did well in honor-

ing him, the youth of the land would do well to imitate his bright example for probity and uprightness, and the politicians and statesmen of the day would learn lessons of good from the fidelity with which he discharged all trusts committed to his hands."

The Honorable Joseph B. Moore, judge of the Sixth Judicial Circuit writes as follows:

"As I now recall them the characteristics of the late H. P. Baldwin that impressed me most were his respect for men, because they were men, his approachableness by even the humblest, his faculty of making all feel that he was their friend, the great purity of his life and character, his faith in the triumph of the truth and his great industry. He was an ideal citizen, as ready to share in the disagreeable duties of citizenship as to enjoy its honors and emoluments. He was an able politician because he was in touch with the people and his perceptions of the right side of a given question were keen and accurate. Had he been more ambitious for himself he would have attained even more marked honors than came to him."

The following letter is from that veteran legislator, Honorable D. L. Crossman of Williamston:

"Yours of the 17th inst. kindly asking me to suggest a few words for the memorial service of Honorable Henry P. Baldwin, is received.

"My esteem for that gentleman makes me thankful for the opportunity to say a word in his memory. My acquaintance with Mr. Baldwin was at first a commercial relation—a matter of boots and shoes, in which I found that his double soles were never half welts. His characteristics which most impressed me, as a citizen, a business man and a politician, was his single minded sincerity, his utter lack of everything bordering upon duplicity or deceit. How small a thing makes or mars our destiny sometimes! It was the vote of a single delegate that prevented Mr. Baldwin from being the successor of Governor Blair. I was one of the tellers of the Republican State convention of 1864 and I vividly recall to mind the painstaking care with which I sought to count the ballots to a different result, but each count brought to light the same facts, 105 ballots for H. P. Baldwin and 106 for H. H. Crapo. But it was only a matter of waiting four years. Early in 1869 the Governor without my knowledge appointed me a member of one of the State boards. Shortly after seeing the notice of the matter in the daily paper I called upon the Governor to ask him how it happened.

"He explained that contending factions had annoyed him, asking the appointment of different parties, each side claiming that the other's candidate would be but a tool in the hands of one who had been a member of the board so long that he seemed to regard the institution as a branch of his own business. One afternoon while the matter was in controversy the Governor saw me passing by, when he immediately dismissed his visitors with the words, 'I'll make the appointment tomorrow of a man whom nobody will wind on his fingers, but who will break like a pipe stem first.'

"Probably the Governor received no more satisfactory congratulations upon his induction into the office of chief executive of the State, than those given by a deaf and dumb boy in the State School at Flint. It was on the occasion of a legislative visit that the boy wrote on the blackboard of that institution, 'Mr. Baldwin is Governor because more people said for him than for everybody else.' Let it be written in the history of Michigan that all people who knew him said of Henry P. Baldwin, 'he was a clean politician, an ideal business man and a model citizen.'"



The Hon. Charles W. Watkins, of Grand Rapids, was a member of the legislature during Mr. Baldwin's term as Governor, and was his tried and trusted friend. He writes as follows:

"Governor Baldwin impressed me as a man who was the essence of sincerity, who realized the great responsibility entrusted to his keeping, who appreciated the high honor conferred upon him by his fellow citizens, who felt that he was the servant of the people and gave his time and talents to the faithful discharge of the trusts committed to his charge. He was the most careful, painstaking official it was my good fortune to be intimately acquainted with. I believe he was a conscientious, honest and honorable man."

The Honorable Frank G. Russell, the well-known attorney in Detroit, acted as Governor Baldwin's private secretary during the four years of his governorship, and this is his brief estimate of Governor Baldwin's character:

"In my judgment the late Henry P. Baldwin was superior because of his determination in matters as to which he had fixed convictions and for his integrity concerning all business affairs private and official."

In response to my request U. S. Senator James McMillan telegraphed as follows:

"Governor Baldwin was one of the most generous, kind hearted, clear-sighted and sincerely upright men it has been my privilege to know."

Among the large number of personal and political friends of Governor Baldwin none were held in higher esteem than ex-State Treasurer, the Honorable E. O. Grosvenor of Jonesville. Following is his letter:

"Yours of February 17 does me the honor to class me with the valued friends of the late Governor Baldwin. I assure you I am much gratified to be regarded as worthy the respect and personal friendship of Henry P. Baldwin, for no man ever enjoyed my confidence and esteem to a greater degree. To your request: I think the most prominent characteristic and those always to be recognized were his prompt and determined demand for facts, the truth and the whole truth, and when reached his next inquiry was, what is just and right in view of the established truth? His clear and well defined ideas of policy and justice were quick and seldom disturbed when once he had reached a conclusion. In short, he was always clear and firm in enforcing his opinions, yet a willing and patient listener. His frankness, firmness, and courtesy under all conditions were especially to be noticed and commended. Governor Baldwin's conscientious fidelity to duty, his industry and devotion to the interests of the citizens of the State when Governor knew no delay nor neglect. Feeble health or discomforts never deterred or delayed him in the discharge of duty. He was the most industrious, painstaking, accurate man I was ever associated with, and in addition to his attention to detail his conclusions always impressed me as evidencing ability and intelligence, a good knowledge of men and great familiarity with affairs. As citizen, as an official or politician his life was in the highest degree successful and necessarily so, for he was capable, intelligent, true courageous and just—capable to adopt the best policy and methods, true to his convictions to do justice, courageous to stand firmly by his convictions in enforcing the right."

The following letter is from ex-State Senator, the Honorable W. S. Wilcox of Adrian, one of Governor Baldwin's close friends:

"Referring to your favor 17th, would say it was my pleasure to know Mr. Baldwin for twenty-five years, and to be intimately associated with him."

in public life for a term of four years. In speaking of his character, it was not remarkable for a few strong points, but rather many good ones, and may be designated as one in which fine qualities were harmoniously blended. He possessed great executive ability which distinguished him in business circles and affairs of State. He represented in his social life the highest ideal of a Christian gentleman, and possessed the rare qualification of winning and holding friends.

"His political record is without a stain and his loyalty to every good cause was unquestioned; his time, his money, and his strength were devoted to the good of the generation in which he lived."

I will close these letters with one from the present distinguished governor of Michigan, the Honorable John T. Rich:

"Your letter of February 17th, asking for a brief expression in relation to ex-Governor Baldwin, duly received. It was not my good fortune to be personally acquainted with Governor Baldwin until his term of office as Governor had expired. I then became very well acquainted with him, and learned to love and respect him. My impressions of him were that he was a broad gauge, liberal-minded, progressive business man in the best sense of the term. I do not know that I can say more, and I certainly do not desire to say less. He left his mark on the Legislature of the State through his efforts as senator, as well as executive, and many of the systematic methods which have been in use for years are due to his kindly suggestion and business experience.

Gentlemen of the Legislature, I thank you for your invitation to appear before you to do honor to the memory of Henry P. Baldwin.

In what I have said I have held myself to the plain recital of the facts in his career. It was a career which presented no startling features, a career in which there was nothing sensational, nothing dramatic, but it was a career which presents to the student of character, to the moralist, to the thoughtful citizen a theme for the most satisfactory contemplation.

In 1838, when he became a resident of the Peninsula State, its population was less than 200,000. Could he then, with prophetic vision, have seen the dense forests give place to fertile fields; could he have seen the rivers and lakes, which were comparatively untroubled by navigation, become the greatest commercial waterways in the world; could he have then penetrated beneath the rugged surface of the far distant Lake Superior country and seen her thousands of minners producing untold wealth from her mines; could he have beheld even the remotest portions of the state, accessible then only to the most venturesome explorers, threaded by a magnificent system of railways; could he have beheld the thriving villages, the populous cities, the thousand school houses and church spires which now grace our prairies and our hill sides; could he have beheld our noble University with her thousands of students; in a word, could his prophetic vision have beheld the wonderful material advancement of the State of his adoption, his surprise would have been almost overwhelming. But how much greater would his amazement have been had he then been permitted to lift the veil of futurity and behold himself—modest, unaggressive and retiring by nature, as Governor of that State—as occupying a seat in the senate of his country, and as being honored and respected throughout the commonwealth while living, even as he is in death.

But all of this has occurred and his life furnishes to the mature a most satisfactory retrospect and to the young subject for emulation.

Senator Gibson then spoke as follows:

*Mr. President:*

Those truths which are told in the sweetest simplicity of language, need not the waves of oratory to carry them into the realms of glowing eloquence. When I say, a good man has gone, in that brief sentence, sad as it is, a truth is more beautifully, eloquently and simply expressed than if it were softly borne to our ears from over the most expansive sea of syntax.

Of him whose memory we are here tonight to embalm in the silent sepulchers of our hearts and minds, I speak, and say—a good man has gone. Ah, Mr. President, when that grand old iconoclast, Time, destroyed the lately departed year, the relentless, merciless, ubiquitous robber, Death, opened the portals of the current one, and continued, in his unceasing rounds, his work—and in no period of the past has he been more busy in decimating the household of fame of some of its grandest characters. The record is extraordinary, and in that necrological list America has contributed the pre-eminent names of Rutherford B. Hayes, L. Q. C. Lamar, Benjamin F. Butler, Bishop Brooks and James G. Blaine. Less in universal fame, but equally grand and inspiring in the silent forces of American character, Michigan adds the name of Henry P. Baldwin, who, it is no disparagement to the others to say, filled a large space in the thoughts of his countrymen and of mankind and a place among those whose Americanism was broad and forcible and statesmanlike.

Mr. Baldwin was born at Coventry, in the state of Rhode Island, on the 22d day of February, 1814, of good Puritan stock, which is traced back to the early years of the sixteenth century, being noted for its high standard of educational and scholarly attainments. In his early youth fortune was less favorable to him than it had been to his ancestors, and in consequence he received but a limited education. Life's panorama had not yet opened before him, and we find him at the age of twelve years, in a village store, earning the stipend of a clerk, continuing in that position until he entered manhood's estate, meanwhile devoting his leisure hours studying and preparing himself for the more important concerns of life.

Sacred pages, Mr. President, tell the beautiful story of the coming of the "New King," and how the wise men of old followed the "Star of Bethlehem" until it stood a messenger to the world over the rude manger where the infant Redeemer lay. When the magnetic fever of the wonderful west touched the homes of New England and the east, Henry P. Baldwin and the sturdy pioneers of this mighty commonwealth, under the inspiration of Bishop Berkley's poetic prophecy—

"Westward the star of empire takes its way,"

followed the western luminary until it hung in the ether blue above the "stars and stripes," as they floated over the old French town of Detroit. The "City of the Straits" soon began to feel a general impetus which became a steady wave of advancement, for the town grew in numbers and has continued to grow until now it has reached over a quarter million of souls, and presents a valuation of taxable property nearing two millions of dollars. In that magnificent city Mr. Baldwin established himself in business, and rose with that steady and careful course which made him what he was at the time of his departure from this world, December 31, 1892, one of the heaviest taxpayers of Detroit.

It was my pleasure, and I consider it one of the greatest honors of my life, that he called me friend; and yet, I was only one among thousands who had learned thus to know and to love him, who found him ever extend-

ing the hand of true friendship, warm with the honest grasp of noble fellowship.

This was the man socially.

Morally, he had his peers, but no superiors.

Avowing the cause of the Episcopal church he stood a firm and consistent defender of his faith, supporting it with a liberality that was conspicuous in the substantial aid which secured the erection of that beautiful church at Detroit, St. John's.

At home the soft and kindly influences of his love and affection made that endearing place a most beautiful and happy temple of the heart.

As a citizen, he received the respect and admiration of his fellows, who saw in his integrity, fair and liberal, careful and mature judgment and sound business abilities and principles, a spirit progressive and enterprising not for himself alone, but for his friends, his neighbors and his city, and one which brought him forward as a guide and a criterion, and gave to the Michigan State Bank, the Second National Bank and equally large, and larger institutions of his city, a standard rated among the strongest and best.

Politically his fellow citizens pre-eminently honored him with their confidence, for we find him serving in various offices of trust and honor, continuously for many years. A State Senator in 1861 and 1862, our Governor from 1869 to 1873, a Senator in the senate of the United States in 1879-1881. A delegate-at-large to the republican national convention in 1876, chairman of the State central committee of the republican party, and for many years a trustee of the Eastern Asylum at Pontiac.

As Governor, he recommended and approved the appropriation which secured the erection of this magnificent capitol, and a bright spot in that record is that not only was the building constructed within, but in less than the time and the price named in the contract, and at a saving of over \$30,000 from the amount specified in the appropriation.

Michigan never had an executive who had a higher sense of honor, or exemplified that sense by every act of his life. His honesty was never questioned. Quiet but truthful history uncovers an act of his which, had he thereby attached his signature to, and made law, a certain and very important bill, would have added to his exchequer not less than one hundred thousand dollars.

Nor had this State a Governor whose heart was filled with a larger dispensation of mercy and kindness for unfortunate humanity. Those same, silent pages of history tell the pathetic story of a mother pleading for a pardon for her erring son, and how she rushed to the executive office for relief with that physician who frequently relieves, but, oh, Mr. President, who so rarely cures, hope, only to be denied an audience. Ah, little did she know that the silent messenger of prayer had an answer for her, or what that answer was. With that beating heart, trembling at the touch of a thousand indescribable emotions, which only imagination can depict and sympathy feel, she watched and waited, outside the executive door, the silent man's coming.

"Governor," said she, as her eyes fell on his approaching form, "is there no hope?"

She kissed his hand, aye, Mr. President, his very feet, when she heard his voice bring joy to her heart as it said:

"Peace, madam, I have signed your son's pardon."

Such, my friends, was the grand, good man whom we honor here to-night, who is now gathered in the great granary of the harvester, Death, where we, too, will some day, near or far, be gathered; for life is never one and the same thing—as often false as true, wrong as right, rough as smooth, weak as strong, low as high, poor as rich, cruel as kind, selfish as liberal. It has love and hate, smiles and tears, joy and sorrow, pleasure, pain, misery and misfortune—it is sure of nothing but death. We are told that a wise man's minute is worth a fool's hour; that of use, even, is a grain of sand, since the ant toiled not in vain with it to build its home. Mr. President, man's life is chequered. He may descend to the filth of the earth or rise to royal reign; be a beggar with a penny or an autocrat with millions; meet frowns or smiles of the few or many, or either or both; his cheek may be kissed by fair women or smitten by men; but whatever he be, whence he comes or whither he goes, the truth is—his peer is found.

I do not say, Mr. President, that Henry P. Baldwin was the man of all men, or that he was better than all men; I only know that if we would improve the wise man's minute, guide ourselves away from the fool's hour, and build our years with the sands of life with that care and industry shown by the toiling ant, our lives would be his, our end his, for—

“Immutable and relentless truth writes on the  
Walls of never ending time, the decree,  
“This is the end of all.”

Thus should we ever keep in mind the divine exordium—

“So live that when thy summons comes to join  
The innumerable caravan which moves  
To that mysterious realm, where each shall take  
His chamber in the silent halls of death,  
Thou go not, like the quarry slave at night,  
Scourged to his dungeon, but, sustained and soothed  
By an unfaltering trust, approach thy grave, like one  
Who wraps the drapery of his couch about him,  
And lies down to peaceful dreams.”

In the push and pull of life's busy affairs, Mr. President, we move on heedlessly over the highway of time.

“We are the same our fathers have been,  
We see the same sights our fathers have seen,  
We drink the same stream and view the same sun,  
And run the same course our fathers have run.”

Sadly, but truly,

“There is no flock, however watched and tended,  
But one dead lamb is there;  
There is no fireside, howsoever defended,  
But has one vacant chair.”

Representative Barkworth spoke as follows:

*Mr. President:*

Despite the proverbial saying to the contrary, our republic is not ungrateful. The popular sentiment may be safely trusted to appreciate at its worth well directed public service. Partisan prejudice may for a time mislead, or personal misunderstandings obscure, but in the end a fraternal fellow citizenship asserts its sober judgment and accords honor to whom honor is due. No sane mind would tolerate the suggestion to strike one name from the glorious galaxy of men of noble mold, who have made our



history sublime, because of antagonisms born of differing opinions. Tolerance, the child of Christian development, recognizes the limitations of human mentality and the uncertainty of human deductions. A brave and candid man admires that in his opponent which he cultivates in himself. This righteous self-assertion and honest zeal are always commendable. And the prominence they bring to those possessing them while attracting the aim of the opposing forces in the contest yet quickens the blood for the comradeship which follows the lull of battle.

Fair minded philosophers find political differences of minor importance in the aggregate of glorious effort to which we attribute our marvelous social and intellectual development. Nation and State are indebted to each party alike for minds and hearts, which merged in great achievement tell the story of American progress. A heart imbued with patriotic ardor and a broad humanity, and a mind equipped with new world shrewdness, scholastic training and business experience surely promise a useful life. Such a mind and heart had he of whom it is my privilege to speak tonight. It was not my good fortune to be personally acquainted with him, but my residence in Michigan began during his term of office as Governor, and I remember well the interest I felt in the observation of his administration. I had but a short time previously left the land of my birth to find elsewhere a more congenial and promising soil, and brought with me a strongly planted reverence for governing power, the result alike of education and early experience. By a wider acquaintance with republican institutions my conception of the dignity of the gubernatorial office, I must confess, has since been largely depreciated, but the administration of Governor Baldwin comported well with the ideal of my youthful mind.

Not indeed, in the pomp and glamor of courtly trapping with which all power was in some way associated in a monarchical environment, for of that I saw no evidence, but in the cleanliness, consistency, and public spirit of his administrative acts. The State was prosperous, life and liberty protected, the public welfare subserved. No private ambition trenched upon the liberty of the people; no corrupt impulse polluted the source of power. Worthily he took up the arduous and patriotic service, made grand and glorious by previous effort, following a long line of men of great endeavor and brilliant achievement. Mason, Blair, Felch and Crapo are among the names whose illustrious owners had mid all the exigencies of early statehood and the perils of war shed lustre upon the shield of state. And it is no small commendation to say that Governor Baldwin turned over to his successor the shield with burnishing unsullied and with added brightness.

Too much honor can scarcely be awarded to these custodians of the dearest rights and privileges of humanity. While enjoying the fruits of their labors we may justly and profitably honor their efforts, nor stint the praise we accord. His experience while representing his State in the United States Senate added laurels to his crown of fame and still further manifested his patriotic nature. And as befits the rounded life, he whom we honor excites our grateful remembrance when official cares give place again to private citizenship. He did not, like some bird of gorgeous plumage, flit across the field of vision, pleasing the sight, only to destroy one's sense of harmony by harsh, discordant notes from a resting place beyond. Rather like some feathered songster, beautiful but less brilliant, which from the partial obscurity of its leafy home trills out a sweet and welcome lay.



His life, since the cessation of his active participation in political affairs, has marked the broad humanitarianism of his ambition. The crowning feature of his career may be conceded to be his devotion to his religious impulses. Believing in christianity as a vital force, he followed its leading in practice as in precept. As we review his influence upon the affairs of our State in public and private life the universal acclaim of his fellows will echo the parting earthly salutation which with confidence we believe will hail his advent to celestial existence, "Well done, good and faithful servant."

After hearing the eloquent tributes tonight paid by all the speakers to the christian ethics of both the eminent citizens whose memory we honor, I cannot forbear the expression of my opinion that no more fitting encomium can be uttered of either than this: "He demonstrated by a successful life that the incumbency of the highest places in our political system is compatible with unswerving devotion to the purest ethics of modern christianity."

No lesson more profitable can be impressed upon the youthful mind. No popular error is more pernicious in effect than the assertion so often met to the contrary. Glib tongued cynics may gain applause by urging that the decalogue and golden rule have no place in our politics, but a life like that of Henry P. Baldwin outweighs by its example a generation of such precepts. It emphasizes the statement of Washington that ours is a christian civilization and forms a fitting corner stone for an edifice of patriotic hope and christian faith.

Music - - - - - Male Quartette.

Good Night—*Dudley Buck.*

Representative Davock spoke as follows:

The traveler in our own beautiful State, if his steps lead him to the north, approaching the waters of the Saint Mary's river, beholds first a turbulent rapid, waters lashed with foam, breakers and whirlpools, then beyond a magnificent river, broken here and there with islands, the river now accelerated in speed, again deflected from its course, but flowing on, never ending, flowing quietly, never ceasing, with majestic strength and beauty, on to the deep and clear waters of the beautiful Huron, to be lost from our sight forever.

So it seems to me that the life of Henry P. Baldwin, at first troubled, surrounded with discouragement, buffeted by adversity, soon emerged into that greater stream which flowed quietly with power and might through its altered course to its end.

It is not for us here today to give in detail the history of him whose name is known to all. His acts are a part of the acts of this great commonwealth, his reputation is the reputation of Michigan. A poor boy, born on the anniversary of the birth of the Father of our Country, in early life he came to Michigan, in the days of its greatest financial depression, and here he remained until death claimed him for its own. An honored member of the State Senate, Governor of his adopted State, United States Senator at Washington, these are the salient political points of Henry P. Baldwin's career, and we honor him in that he did his service well for his beloved State, and we honor that State which called him to these exalted positions of trust.

Whether he directed the improvement of our great channels of trade, whether, like Hamilton, he touched the rock which brought forth in living

streams the waters of the credit of this State, or whether he directed the care and administration of affairs of finance and charity, in all these things he designed and builded them well, and their results, like this beautiful building in which we assemble tonight, bear witness to his painstaking vigilance, sterling good sense, genuine public spirit, and thorough integrity.

But it seems to me that the moral to be drawn, the inspiration to be received from Henry P. Baldwin's career, is not from his public life alone, or from the ephemeral plaudits of the public and the people. The greater and better lesson to us tonight is this: That which he did in private life, that which he did for his fellow beings, that which he did for the religion of which he was a faithful follower, that which he did for the honor, the glory and the sanctification of Him whose humble follower he was, and whose teachings he thought to obey.

Vain that ambition which, forgetting the sacredness of self, exists only upon the fruit which turns to ashes and despair. We may not all win fame, position and wealth, but well may we imitate the subject of our discourse tonight, in that he was charitable to all. His help was given to the deserving; his aid was extended to all those things which brought good to his fellowmen. Well has that great man, the Bishop of Massachusetts said, "Go on and struggle; only remember that your struggle will be worthless, however you may get the things you seek, unless you can get, not merely the bodies of those things, but their souls."

The year 1892 has gone; the bells rang out the old year, rang out the old tune, rang out the Christmas carols, rang out the past, rang in the coming year, with its new thoughts, with its new resolutions, with its greetings of love, of hope, of happiness. But with the dying year, on that dark December day, the quiet, placid life of Henry P. Baldwin went out, went out with the old year, went out like the lamp which had burned on and on to its end; went out of this world with its sorrow, its desolation and its misery; went out and crossed the threshold into the eternal which all expectant waited for its own.

And again, the bells of the new year gave forth their happy chimes; the emblems of Heaven's purity and goodness came down upon the earth, and that frail tenement lay dead; but the spirit of Henry P. Baldwin, released from its earthly prison, had escaped—escaped to that home everlasting which God prepares for His own.

Hon. Peter White, who was to have addressed the joint convention being necessarily detained,

On motion of Mr. Bishop,

His address was ordered printed without reading.

It is as follows:

Michigan and Ohio were settled by a kindred population. Politically and socially that kinship has been largely maintained. The same waters lave their adjacent shores, the same rich plains stretch from one into the other, the same stalwart Americanism, patriotic faith and faithful public services have been developed alike in the sons of these great commonwealths.

The two men whose deaths startled us so recently at almost the same time were both of an eastern origin, early transplanted to the unexhausted West and in new states side by side developed. Their personality and their patriotism leave their lives before us still—well rounded, finished lives. We were slow to speak of them while we yet enjoyed their presence.

We let them speak for themselves. It was not because we do not appreciate or value our friends while living. We speak to them instead of speaking of them. When they are lost to us in no way can we solace ourselves or do justice to our own hearts and feelings, or so well encourage posterity as by citing their example, by speaking of them as they appeared—as they still appear to us—as they are going to live on in our history.

These two men, President Hayes and Governor Baldwin, were most remarkable, because they were intrinsically worthy, not because they ever claimed anything, but *were* something. The State and nation put its trust in them and found it safely placed. They did not live ostentatious lives, in the sense of trying to stun people into admiration. What appeals to us in each is not the gift of eloquence, which each possessed in some degree; not overwhelming, though sufficient talents, but a noble faithfulness, a devotion to duty, country, honor and mankind, which could not rise much above its own level into conspicuous deeds, *because its own level was already so high.*

Let me speak of our own Governor first. There are few sons of Michigan yet very conspicuous in the world's history, because our State was very new three score years ago. Perhaps it is better to say that Governor Baldwin was one of the fathers of Michigan than her adopted son. At all events he was our very near relation, and very close to the people of Michigan. My acquaintance with him as man and boy, extended over nearly fifty years. He was always the same uncompromising, honest man. Of course later he was the more developed, influential man, but he was always influential. Although this community of ours at the early day when Governor Baldwin came here was a small one, it required an intrinsically true and strong manhood to be influential then, as it requires the same sturdy traits to be influential now. Detroit was remarkable, as Judge Campbell points out, in early days for the number of splendid men numbered among its citizens, conspicuous men who made themselves felt anywhere they went. Governor Baldwin came to a community like that, and won his standing and fame among us by always doing whatever he undertook well. He was a good, level-headed business man, who did not forget to be a thoughtful, earnest promoter of the welfare of the commonwealth.

He had firm religious principles and convictions; he was equally firm in his politics. But it takes firm principles to beget actions, and his actions were regulated not only by faith but by charity. He supported his church because he believed it was doing good to a great number of poor people, as well as aiding the cause of christianity by putting other people into the way of doing good. His firm principles, therefore, produced practical charity. He was broad enough to know that many a man whose principles he disapproved was worthy of help, and such have often been glad to take an emphatic statement of principle along with his check.

When a republic succeeds in seating a Washington or a Lincoln in the presidential chair we say it has justified its existence. The traditions of the gubernatorial chair in Michigan have ever been high but perhaps not brilliant. The place was never better filled than by Governor Baldwin. No party ties prevent us from saying that in such a selection we honored one of our best citizens, clean, wise, vigorous, capable, just, discriminating. We never suffered him to lose his title, he was always the Governor.

History affords us illustrations of statesmanship learned by an early apprenticeship in legislative matters. That sort of statesmanship is apt to be doctrinaire. Governor Baldwin knew all about our country practically before he was called to the United States senate. Merchant, manufacturer, banker, student of affairs, traveler and observer of nations, he was a true statesman of the best type. He was a safe guide for a republic, because he knew the people and the public business. The people too, knew him, and they knew him only to revere, honor and trust him.

We are not able to link him to the other departed worthy whom we celebrate, in military matters. Gov. Baldwin received only civic honors. He was in 1861 already past the age when men do their best service in the field, besides not being at all robust of constitution. That he outlived many men of apparently finer physique has always been a surprise to us. Temperance, virtue and regularity are food for those who would live long. But though not a soldier, no man loved or served his country better. He was wiser than many who were impelled by various reasons to become brave but untrained and unskilled officers in the tented field. He did his duty at home, linked closely to military matters through his daughter's marriage.

He lived as a merchant prince should live, like a prince, dispensing princely hospitality. No one who was ever entertained by him is likely to forget either the entertainment or the sturdy conversation of his host. But his princely living was more for other people than for himself. He had no talent for hiding or hoarding. What he made he shared liberally with the merchant, the artist, the workman, and the public. His was a white life. He did much and there was ever in his heart a wish to do more. If I were to choose a scriptural text for his monument, I should write this: "Yea, he loved the people!"

We occasionally hear in the press a suggestion about doing something for ex-Presidents. We have never heard from ex-Presidents on the subject, and it is remarkable that they are not a numerous article. There is only one ex-President alive today. There will be only one on the 4th of March. Ex-Presidents have never made us any trouble nor caused us any discredit. President Hayes, both as barrister, volunteer soldier, legislator, executive of state or nation, or the citizen or the soldier returned to private life, was always the same intelligent, quiet, earnest, faithful, admirable citizen.

There were some, who because he made no great noise, as demanding the public ear, doubted his talent. But no one who knew him doubted his eminence at the bar. He had a most thorough training, and made good use of his advantages. He had already won, when the war broke out, such a name as lawyers love, and his enlistment in the volunteer service was no politic scheme. He recruited a regiment not to bear his name, but to have his actual and commanding presence, and he fought and bled and obeyed orders, and won the applause of the trained soldiers of the old army. His campaign for congress was made not at home, but with Sheridan in the field.

There were some who, for a time, disputed his title to the Presidency. If any did cherish heart-burnings that Mr. Tilden, whom they conceived was the Nation's choice, was not seated, no one has ever been able to pick a flaw in the record of that President whose difficult task was, perhaps, to work without hope of pleasing either his own or the opposing party. People were pleased, nevertheless. They did not at first realize it, but they have



come to realize it better now. President Hayes did nothing wonderful, as the world goes, but it was not necessary that he should. He had only to administer the laws, and he did that fearlessly, without favoritism, and with a singular sagacity in his appointments to public office. He began civil service reform. There is no quarter of this country, nor a party in it, where his name is not honored today as one who shed lustre on his office, and who does not say over him, "Well done."

After he laid down the cares of office, and as age advanced, he indeed came little before the public, but there has been no trace of rust. His thoughts have been with the people. Bereavement came, and he met it bravely, and still thought of the people, and thought and worked to some good purpose over the reform of our penal institutions. Detroit has welcomed him as president of the National Prison Reform Association. In this humanitarian work he was one of the foremost. For many years he diligently sought to ameliorate the condition, to bring about a true reform in the breasts of the hopeless and the despairing. He sought to lift the prisoner up and to make of him a better man, self-respecting, virtuous and honest.

He was deeply interested, too, in the problem of education. He sought to make of our boys and girls capable, self-reliant and deserving men and women who, when fully launched upon the sea of life, should find their means of livelihood more secure by being taught some useful trade or occupation. He believed in manual training and the Toledo school in which he took much interest became, partly by reason of his counsel and oversight, an institution of much repute. The cause of education therefore owes much to Rutherford B. Hayes.

With these two lives fresh before us, gone to the Heavenly Father, like a sacrifice of what is truest and most characteristic of our civilization, I think the veriest pessimist among us may still have hope for America.

Men may say, "But we haven't any more left." It has been said "When Nature cast Phillips Brooks she broke the mould." Perhaps for the sake of true individuality it is best to take the divine way, one soul at a time, and leave transmigration to the philosophers. But I am persuaded that these lives are truly representative.

When they came before the public, we recognized that they were of the best, that is, the best of ourselves. They came at call *out of the ranks of the people*.

Well done, Michigan. Well done, Ohio.

What greater proof shall I, a partisan of Samuel J. Tilden, ask that ex-President Hayes and his memory is entitled to our veneration, honor and respect, than the fact that the great chief (who has been his fellow trustee, on a benevolent board for years and in a few days will be at the head of this great American nation) a man who, when the telegraph conveyed to him on the coast of New Jersey the sad news "that ex-President Hayes is dead," hastened to lay aside all his important and engrossing duties and cares and by rapid trains joined the funeral cortege in a far distant State, to pay the last tribute of respect to the memory of one he had learned to love.

So we tonight, in the same spirit of love and veneration, of respect to the men and their station and in recognition of duties well fulfilled, lay our tributes on the tombs of Henry P. Baldwin and Rutherford B. Hayes. After life's fitful fever they sleep well; take them for all in all we shall not soon look upon their like again.

On motion of Senator Weiss,

The following resolutions were unanimously adopted by the joint convention:

WHEREAS, We, the members of the Senate and House of Representatives in joint convention assembled, have learned with sorrow of the death of Honorable Henry P. Baldwin, late Governor of our State and Representative in the Senate of the United States for Michigan, it having, in the providence of the great Fatherhood of all, pleased Him to take from us our fellow associate and brother, the child of His love and pride of our friendship; therefore, be it

*Resolved, by the Senate and House of Representatives of the State of Michigan, in joint convention assembled, That we deem it fitting to express the feeling of sorrow which is entertained at the death of the late Honorable Henry P. Baldwin, whose long connection with public affairs of the State endeared him to the people.*

Mr. Baldwin was a member of the State Senate in the years 1861-1862, years of trial and struggle, in which the untested capacities of our people were brought out by the white heat of civil war. It was the duty of the legislature of which he was a member to establish the methods and provide the means for bringing into the service of the army the hosts of patriotic citizens who volunteered to defend our country. Mr. Baldwin was chairman of the committee on appropriations; and his work on that committee was extremely useful in extending the credit of the State, and providing the means for equipping our soldiers and placing them in a field in a manner that redounded to the honor of Michigan. It was no slight service and we place our recognition of it on record. The first bold measure undertaken was to recommend a direct tax of \$425,000 for military purposes.

Mr. Baldwin was Governor of Michigan for two terms, through the years 1869, '70, '71 and '72. As such he devoted himself earnestly to the public service, and his administration will stand high for well ordered and economical oversight of State affairs. It was Mr. Baldwin that suggested the building of the present State capitol, which was commenced under his auspices, and stands an enduring monument to the wisdom and foresight of those who inaugurated, carried on and completed the work.

During Mr. Baldwin's administration the forest fires broke out and devastated a great part of the Huron peninsula. As chairman of the relief committee his services were invaluable. The amount of money disbursed by him in the relief of the people of that region was \$462,000, to which should be added \$250,000 worth of clothing contributed by private individuals and 2,000 blankets, 400 overcoats and many other articles furnished, at his solicitation, by the general government. This great work has lent a deserving lustre to his name.

Mr. Baldwin served as United States Senator by appointment of Governor Croswell, from November 17, 1879, to January 19, 1881, on which last named date he was chosen by the Legislature to fill the unexpired term of Zachariah Chandler, which ended March 4, 1881. In this position he gave his best energies to the interests of the State and the nation.

In all the official positions that he filled and throughout his career as a private citizen, he exemplified the christian gentleman, prudent and careful in the discharge of his duties, and manifested the integrity and sterling qualities of a long, honorable and successful business and public life.



*Resolved*, That in humble submission to the will and the unchangeable laws of the God of love that has taken from us a faithful man, true in all the walks of life, noble in all his endeavors, grand in all his successes, whether as private citizen, as public servant, or as child of a trustful and sustaining hope, we bow with reverence and holy adoration to our Heavenly Father and repeat "Thy will be done;" thus dedicating ourselves anew to the harvest of a life worthy the opportunity and the example set us.

Also the following:

We, the members of the Senate and House of Representatives, having learned of the death of the Hon. Rutherford B. Hayes, ex-President of the United States, and desiring to express our appreciation of his life and distinguished services as well as sorrow at his death do

*Resolve*, That whether as congressman, Governor of Ohio, president of the republic, or as a soldier in the field, he performed every trust with fidelity and courage, and in his life and services illustrated a high type of American citizenship, noble in purpose, honest in action, pure in life. With patriotism unquestioned, ever working for the highest and best interests of the people, serving them in time of war, and also doing his duty in times of peace, he has won from them the praise due to good and faithful public servants and leaves this world regretted by all. May his rest be peaceful.

On motion of Senator Weiss,

The joint convention adjourned.

The Senate returned to the Senate chamber.

A quorum present.

The President announced that the Senate had met the House in joint convention and that exercises had been held in memory of the late ex-President Rutherford B. Hayes and the late ex-Governor Henry P. Baldwin.

On motion of Mr. Hopkins,

The Senate adjourned, and the President announced the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

---

*Lansing, Wednesday, March 1, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. French and McGinley.

On motion of Mr. Burt,

The absentees were excused from today's session.

#### PRESENTATION OF PETITIONS.

No. 74. By Mr. Fleshiem: Petition of A. Lehman, and 140 others, relative to amending the liquor law.

On motion of Mr. Fleshiem,

The petition was ordered spread on the Journal as follows:

*To the Legislature of the State of Michigan:*

We, the undersigned citizens of the State of Michigan, respectfully pray your honorable body to amend section 17 of act 313 of the public acts of 1887, by striking out the words "legal holidays," and to repeal section 23 of said act, so that security for costs may be given in prosecutions thereunder as in other cases.

And as in duty bound, etc.:

William Lehmann.

Jacob Leisen.

Joseph Fehrenbach, merchant.

John Henes.

Alfred B. Stryker, cigar manufacturer.

Wolfgang Reinell.

Peter Seidel, clothing store.

Frank Erdlitz.

H. A. Jersey, lawyer.

John G. Erdlitz, LL. B.

Wm. E. Kuhnle, barber.

Jacob Menth, jeweler.

James Perket.

P. Perket.

W. S. Perket.

A. Whelan.

Herbert Richards.

John Dunn.

Albert Richards.

Abe Sant.

Wm. Leiper.

Peterson & Thompson, bakers.

Carl Ringsbad.

Yahob Geoggel.

Franklin H. Brown.

Schoppe & Lehmann.

Rudolph Glase.

Christopher Berthold.

Charles Barnhardt, drayman.

J. Oehrling, merchant.

L. Loewenstein, jeweler.

L. Jackman, postmaster.

A. Hansen, blacksmith.

Fred Sieman, filer.

Henry Lavebzow, laborer.

Christ Wolff, laborer.

Toney Masow, laborer.

John Blunkerlz, laborer.

Fred Murphy, printer.

George Bernet.

Jos. Wanek, merchant.

Fred Richard.

P. C. Serratus, meat market.

A. A. Brandt.

John Frazier.

G. W. Harwatt, merchant.

J. J. Hartwick, clerk.  
Laurent Jarnetski, clerk.  
Watzry Koteckio, laborer.  
Tam Konp, laborer.  
Jos. Winiecki, laborer.

*To the Legislature of the State of Michigan:*

We, the undersigned citizens of the State of Michigan, respectfully pray your honorable body to amend section 17 of act 313 of the public acts of 1887, by striking out the words "legal holidays," and to repeal section 23 of said act, so that security for costs may be given in prosecutions thereunder as in other cases.

And as in duty bound, etc.

Ernst Hinkel.  
Louis Beuermann.  
Edward Glanz, carpenter.  
Carl Witt.  
Christ Rommer.  
Albert Buffe.  
Jacob Dueter.  
August Feichler.  
G. B. Herbst.  
John Dehn.  
Henry Schappe.  
William Bang, contractor.  
Frank Oberkircher, contractor.  
Henry Straebel.  
J. M. Smith, cigar manufacturer.  
John Naumann.  
Ferdinand Thomas, stained glass works.  
Frank Moerchen, merchant.  
Charley Hillborn.  
Chas. J. Roswall.  
F. W. Packer.  
Peter Sibmaler, furniture dealer.  
H. E. Hall, American express agent.  
C. M. Evelard, reporter.  
R. S. Hutchinson, merchant.  
Geo. E. Despins, clerk.  
H. Wilson, clerk.  
Math. Johannes, clerk.  
William Rawley, clerk.  
Ulm Sommerville, judge of probate.  
John Fish, lumber inspector.  
A. E. Buden, barber.  
Robert Beattie, farmer.  
Thomas Breen.  
F. J. Bunsh, merchant.  
F. A. Sinkuly, clerk.  
Henry L. Schier, clerk.  
Geo. L. Stephenson, lumberman.  
M. Durocher, dealer in boots and shoes.  
W. A. Pengilly, dealer in stationery.

A. Paalron, druggist.  
Frank Garon.  
A. B. BeDell, merchant.  
D. F. Smith, lumber.  
R. A. Kirkham, photographer.  
R. Harter, boot and shoe dealer.  
F. D. Despair, dealer in groceries.  
Josef Stauber, hotel.  
John Joiner, clothing merchant.  
A. W. Blom, dealer in real estate.  
Carl D. Greene, stenographer.  
Charles Line.  
J. Bernheim.  
Frank Posepiey, baker.  
Jos. Lander, drayman.  
Chas. Quimby.  
A. C. Kuhnle, barber.  
J. Clark Weaver, barber.  
I. M. Opsahl, Lawyer.  
Herman Heinrichs, hardware.  
R. F. Wall.  
John Wistrand  
D. B. Baker.  
W. J. Baker.  
F. W. Liebherr.  
David Barclay, liveryman.  
Henry Naumann.  
Marshel Jensky, meat market.  
Johann Balz, carpenter.  
Wolfgang Stauber.  
Philip Ockstadt.  
Mike Rotter.  
Ed. Smith.  
Peter Schneider.  
Ed. M. Hatton, city treasurer.  
John Stiles, ex-sheriff.  
O. R. LeVeque, employment agent.  
J. H. Somerville.  
J. H. Remington, merchant.  
Chas. Raple, hotel.  
John A. Febrenbach.  
John Carey.  
J. B. Rottman, liveryman.  
Jos. Parent.  
Peter Solper.  
J. C. McFarlane.  
Henry Siemann.  
Albert Prowinsky, clerk.  
Adam Fauch, supervisor of 4th ward.  
Phillip Rolper, feed store.  
Charles Stewart.  
Jacob Kramer.  
G. N. Taylor.

Fred Lemieux.  
Godfrey Witt, barber.  
Thomas Holland.  
Jos. Meihofers.

The petition was referred to the committee on Liquor traffic.

No. 75. By Mr. Doran: Petition of James G. MacBride, S. A. Norman, C. W. Chancey, R. B. Loomis and others against the enactment of the six per cent interest bill.

On motion of Mr. Doran,

The petition was ordered spread on the Journal.

*To the Honorable Legislature of the State of Michigan:*

Being advised that a bill has been introduced to your honorable body, placing the maximum of the rate of interest at 6 per cent with very severe penalties attached for any infraction of the law, and believing that the enactment of such a law as contemplated in the bill would prove detrimental to the best interests of all classes of borrowers, and particularly to those engaged in commercial affairs, we, the undersigned, do most earnestly protest against the passage of said bill, and request that the law be permitted to remain as it now stands.

James G. MacBride, for Nelson Mather & Co.

S. A. Norman, lime and cement.

C. W. Chauncey, fire insurance.

R. B. Loomis, fire insurance.

G. B. Dunton, lumber.

Jas. Bayne, photographer.

Ed. B. Seymour, bookmaker.

E. C. Pierce.

H. D. Brown, brickmaker.

J. E. Howard, railroad business.

Alex. Kennedy, wholesale liquor.

Chas. W. Coit, real estate.

B. N. Meyers, fire insurance, for Rathbun & Meyers.

Alfred J. Brown, seedsman.

O. R. Wilmarth,

John Murray,

Thos. H. Hart, grocer.

A. J. Elliott, grocer.

F. B. Chapin.

Geo. Hefferan.

Wm. Alden Smith.

James Dolbee, real estate.

A. J. Church, furniture.

Daniel Lynch.

C. W. Fox.

Kinney & Co.

Edwin Thayer.

William P. Tracy.

F. E. Skeets.

A. H. Fowle.

E. H. Raymond.

Thomas Hefferan.

Henry F. Hastings.

James S. Hawkins.  
 Fred P. Wilcox.  
 Marcus A. Frost.  
 T. F. McGarry.  
 L. W. Barnhart, insurance.  
 E. Shattuck.  
 J. W. Hannen.  
 J. Katiss.  
 J. E. Williams.  
 L. Bowen.

Referred to the committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred  
 House bill No. 449, entitled

A bill to incorporate the village Stevensville, Berrien county,

Respectfully report that they have had the same under consideration,  
 and have directed me to report the same back to the Senate, without  
 amendment and recommend that it do pass, and ask to be discharged  
 from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting  
 therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the  
 Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
 Brundage  
 Burt  
 Champion  
 Clark  
 Crane  
 Doran  
 Earle  
 Fleshien

Mr. Fox  
 Garvelink  
 Gilbert  
 Hopkins  
 Hough  
 Jewell  
 McLaughlin  
 Mears  
 Mellen

Mr. Mugford  
 Pascoe  
 Pierce  
 Sabin  
 Sawyer  
 Steel  
 Turnbull  
 Weiss

26

#### NAYS.

0

Title agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered  
 to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred  
 House bill No. 102 (file No. 28), entitled

A bill to amend sections 36, 39 and 45 of the session laws of 1869, the  
 same being an act to incorporate the village of Lawton,

Respectfully report that they have had the same under consideration,  
 and have directed me to report the same back to the Senate without



amendment and recommend that it do pass and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

Was read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. Garvelink,

The bill was laid on the table.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 442, entitled

A bill to amend act No. 208 of the session laws of 1883, entitled "An act to reincorporate the village of Decatur in the county of Van Buren, and to repeal act No. 244 of the session laws of 1861, entitled 'An act to incorporate the village of Decatur,' approved March 16, 1861, as revised by act No. 266 of the session laws of 1875, entitled 'An act to revise the charter of the village of Decatur,' approved April 25, 1875," and acts amendatory thereof.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Turnbull  
Weiss

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 89 (file No. 18), entitled

A bill to amend sections 1, 13, 14, 66, 69, 87 and 215 of act No. 215, of the session laws of 1859, entitled "An act to incorporate the city of Owosso,"

approved February 15, 1859, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH W. WIESS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Champion,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |              |             |    |
|-------------|--------------|-------------|----|
| Mr. Barnard | Mr. Fleshier | Mr. Mugford |    |
| Brundage    | Fox          | Pascoe      |    |
| Burt        | Garvelink    | Pierce      |    |
| Champion    | Gilbert      | Sabin       |    |
| Clark       | Hopkins      | Sawyer      |    |
| Crane       | Hough        | Turnbull    |    |
| Doran       | Jewell       | Weiss       |    |
| Earle       | Mellen       |             | 23 |

NAYS.

0

Title agreed to.

On motion of Mr. Champion,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 346, entitled

A bill to incorporate the village of Grant in Newaygo county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |              |            |    |
|-------------|--------------|------------|----|
| Mr. Barnard | Mr. Fleshier | Mr. Mellen |    |
| Brundage    | Fox          | Mugford    |    |
| Burt        | Garvelink    | Pascoe     |    |
| Champion    | Gilbert      | Pierce     |    |
| Clark       | Hopkins      | Sabin      |    |
| Crane       | Hough        | Sawyer     |    |
| Doran       | Jewell       | Turnbull   |    |
| Earle       | McLaughlin   | Weiss      | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 164 (file No. 85), entitled

A bill to reincorporate the city of Holland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to reincorporate the city of Holland,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brundage,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Turnbull  
Weiss

25

## NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 187 (file No. 63), entitled

A bill extending the corporate limits of and providing a special charter for the city of Bessemer in the county of Gogebic,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clark  
Crane  
Doran  
Earle  
Flehiem

Mr. Fox  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Turnbull  
Weiss

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 357, entitled

A bill to amend sections 3, 11, 27, 28, 30, 78 and 168 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend sections 3, 11, 27 and 78 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by committee.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Burt moved that the bill be laid on the table,

Which motion did not prevail.

Mr. Morrow moved that the bill be referred to the committee of the whole and placed on the general order,

Which motion prevailed.

By the committee on State affairs:

The committee on State affairs, to whom was referred the House concurrent resolution relative to the appointment of a joint committee of three members from each house to confer with a similar committee from the Wisconsin legislature, relative to the compiling of a uniform set of game laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the resolution be adopted, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the adoption of the resolution,

Mr. Steel demanded the yeas and nays.

The resolution was then not adopted a majority of the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS

Mr. Barnard  
Champion  
Doran  
Earle  
Fleishem

Mr. Hough  
Jewell  
Morrow  
Pascoe

Mr. Pierce  
Sawyer  
Turnbull  
Weiss

13

#### NAYS.

Mr. Brundage  
Burt  
Clapp  
Clark  
Crane

Mr. Fox  
Garvelink  
Gilbert  
Hopkins  
McLaughlin

Mr. Mellen  
Mugford  
Sabin  
Steel

14

By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 6, entitled

A joint resolution authorizing the Governor to issue a patent to Frederick F. Spiegel for the southwest quarter of the northwest quarter of section 16, town 9 north of range 2 east, the same being primary school land,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pascoe,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

26

## NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill 437, entitled

A bill to incorporate the public schools of the village of Addison,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sabin,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. Sabin,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. No. 852, entitled

A bill to change the name of Asenath M. Ferguson to Asenath Ferguson Sturdevant,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:



## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Earle  | Mr. Mellen |    |
| Brundage    | Fleishem   | Mugford    |    |
| Burt        | Garvelink  | Pascoe     |    |
| Champion    | Hopkins    | Pierce     |    |
| Clapp       | Hough      | Sabin      |    |
| Clark       | Jewell     | Sawyer     |    |
| Crane       | McLaughlin | Steel      |    |
| Doran       | Mears      | Weiss      | 24 |

## NAYS.

0

Title agreed to

On motion of Mr. Mears,

By a vote of two-thirds of the Senators elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 256, entitled

A bill to amend section 1 of act number 140 of the public acts of 1891 entitled, "An act to provide for a State board of inspectors who shall perform the duties now performed by the advisory board in the matter of pardons, and who shall have the complete management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Criminals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing, and the Industrial Home for Girls at Adrian, and to abolish all existing boards and to annul all existing appointments,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill do not pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sabin,

The bill was laid on the table.

Mr. Champion presented the following minority report, which was received and ordered spread at large on the Journal:

*To the Honorable Senate of Michigan:*

As a minority of your committee on State affairs, to whom was referred Senate bills Nos. 255 and 256, the undersigned would most respectfully beg leave to submit the following as a minority report, and the reasons for dissenting from the views expressed by the majority:

*First,* It provides for the election by the people of men entrusted with interests that are of vital importance to the welfare of the wards of the State, and the general welfare of society, which, in this advanced stage of civilization demands the right to look after its welfare without indirect interference, and by representatives of their own choosing. Present sentiment is adverse to the appointment of boards who are appointed as rewards for party service, without reference to efficiency;

*Second,* This is in harmony with the principles set forth in the joint resolution passed by this body within the last 30 days looking to the election of United States Senator by a direct vote of the people, thereby mak-

ing public servants more closely identified with the people. It does not appear clear to your committee that the principle of election is correct in one instance and incorrect in the other.

This is not a new and untried theory, but a principle that has been and is now giving to the State the very best control and guidance to an institution which under the principle of elective control and management is the pride and boast of Michigan, viz., the University and Normal School.

SCHUYLER CHAMPION.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 255, entitled

A bill to amend section No. 2 of act No. 169 of the public acts of 1891, entitled "An act to provide for a central board of control which shall have the management and control of the State Public School at Coldwater, the Michigan School for the Blind at Lansing, and the Michigan School for the Deaf at Flint, to prescribe the powers of said board and to abolish the present boards of said institutions, and to repeal all laws inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the same do not pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sabin,

The bill was laid on the table.

By the committee on Insurance:

The committee on Insurance, to whom was referred

Senate bill No. 314, entitled

A bill to amend section 8 of an act, entitled "An act to establish an insurance bureau," approved April 13, 1871, being compiler's section 4213, Howell's statutes,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate, that it be printed for the use of the committee.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

On motion Mr. Earle,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Insurance:

The committee on Insurance, to whom was referred

Senate bill No. 313, entitled

A bill to amend section 4 of act No. 148 of the session laws of 1881, being an act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State, being section 4357 of chapter 137 of Howell's statutes,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Insurance:

The committee on Insurance, to whom was referred

Senate bill No. 305, entitled

A bill to require foreign insurance companies to give security for the payment of losses in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 141 (file No. 44), entitled

A bill to incorporate the village of McBain,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Doran  
Earle  
Fleishem

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Railroads:

The committee on Railroads, to whom was referred

Senate bill No. 37, entitled

A bill to amend recited section 48 of act No. 150 of the public acts of 1887, entitled "An act to amend section 46 of act No. 198 of the session laws of 1873, entitled 'An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and manage-

ment, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, as amended by act No. 174 of the public acts of 1883, and to add two new sections to said act to stand as sections 47 and 48.

Senate bill No. 231, entitled

A bill to amend Sec. 3 of Art. 3 of act No. 174 of the public acts of 1883, entitled "An act to amend Secs. 7, 30, 36 and 41 of Art. 2 and Secs. 3 and 5 of Art. 3, and Sec. 14 of Art. 4, and to add two new sections to Art. 2 to stand as Secs. 45 and 46, and a new section to Art. 5 to stand as Sec. 22 of an act, entitled 'An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State,'" approved May 1, 1873, being act No. 198, session laws of 1873, as amended by act No. 174 of the public acts of 1891.

Senate bill No. 246, entitled

A bill to amend section nine of article two, of act number one hundred ninety-eight of the session laws of eighteen hundred seventy-three, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act one hundred seventy-seven of the session laws of eighteen hundred seventy-seven, and act two hundred thirty-two of the public acts of eighteen hundred seventy-seven, and act two hundred two of the public acts of eighteen hundred eighty-nine, and act ninety of the public acts of eighteen hundred ninety-one.

Senate bill No. 205, entitled

A bill to amend section nineteen, act number seventy-nine of eighteen hundred and seventy-three, being an act entitled, "An act to provide for the appointment of a commissioner of railroads, and to define his powers and duties and to fix his compensation," being section No. 3303, Howell's annotated statutes of Michigan.

Senate bill No. 358, entitled

A bill to amend sections 20, 21, and 22, of an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873, the same being sections 3334, 3335 and 3336 of Howell's annotated statutes.

Senate bill No. 393, entitled

A bill to amend section 46 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873, as amended by act No. 174 of the public acts of 1883, being section 3337b of Howell's annotated statutes of Michigan.

Senate bill No. 442, entitled

A bill to amend an act entitled "An act to amend section 3 of article 3 of act number 174 of the public acts of 1883, entitled 'An act to amend sections 7, 30, 36 and 41 of article 2, sections 3 and 5 of article 3, and section 14 of article 4, and to add two new sections to article 2, to stand as sections 45

and 46, and a new section to article 5 to stand as section 22 of an act entitled, 'An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroads in this State,' approved May 1, 1873, being act No. 198, session laws of 1873, the section hereby amended being section 3360, of Howell's annotated statutes, vol. 3,

- Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bills be printed for the use of the committee.

JOSEPH FLESHIEM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleshiem,

The request was granted and the bills ordered printed for the use of the committee.

By the committee on Elections:

The committee on Elections, to whom was referred

Senate bill No. 20 (file No. 13), entitled

A bill to amend section 10 of act No. 190 of the public acts of 1891 entitled, "An act to prescribe the manner of conductiong and to prevent fraud and deception at elections in this State," approved July 3, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, Senator Doran dissenting, and ask to be discharged from the further consideration of the subject.

CHARLES S. PIERCE, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendment made by the committee to the bill.

Mr. Doran demanded the yeas and nays.

The Senate then concurred, a majority of the Senators voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Clapp  
Crane  
Earle  
Flesheim

Mr. Fox  
Garvelink  
Hopkins  
Jewell  
Mears  
Pascoe

Mr. Pierce  
Sabin  
Sawyer  
Steel  
Weiss

17

#### NAYS.

Mr. Burt  
Champion  
Clark

Mr. Doran  
Hough

Mr. Mellen  
Mugford

7

On motion of Mr. Pierce,

The bill was referred to the committee of the whole, and placed on the general order.

By the special committee on senate bill No. 315,

The special committee, to whom was referred Senate bill No. 315, entitled

A bill to provide for the location, erection and organization of an asylum for the chronic insane,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

On motion Mr. Earle,

The request was granted, and the bill ordered printed for the use of the committee.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 148 (file No. 88), entitled

A bill to authorize the village of Howard city in the county of Montcalm to raise money to make public improvements in said village,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen

Mr. Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

22

#### NAYS.

0

Title agreed to.

On motion of Mr. Earle,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:



House bill No. 557, entitled

A bill to amend section 3 of act 344 of local acts of 1875, entitled "An act to reincorporate the village of Newaygo,

Which has passed the House by a majority vote of all the members elect. and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

#### MOTIONS AND RESOLUTIONS.

Mr. Gilbert moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 357, entitled

A bill to amend sections 3, 11, 27, 28, 30, 78 and 168 of an act, entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof,

Which motion prevailed.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Brundage    | Gilbert       | Pascoe     |    |
| Burt        | Hopkins       | Pierce     |    |
| Clapp       | Hough         | Sabin      |    |
| Crane       | Jewell        | Sawyer     |    |
| Flehiem     | McLaughlin    | Steel      |    |
| Fox         | Mears         | Weiss      | 21 |

#### NAYS.

|            |   |
|------------|---|
| Mr. Morrow | 1 |
|------------|---|

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Sawyer moved to take from the table

House bill No. 35 (file No. 4), entitled

A bill to amend act No. 396 of the session laws of 1889, entitled "An act to organize fractional school district No. 1 of the city and township of Ironwood, in the county of Gogebic."

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mugford |    |
| Brundage    | Garvelink  | Pascoe      |    |
| Burt        | Hopkins    | Pierce      |    |
| Champion    | Hough      | Sabin       |    |
| Clapp       | Jewell     | Sawyer      |    |
| Crane       | McLaughlin | Steel       |    |
| Doran       | Mears      | Turnbull    |    |
| Flehiem     | Mellen     | Weiss       | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Garvelink moved to take from the table

House bill No. 102 (file No. 28), entitled

A bill to amend sections 36, 39 and 45 of act No. 248 of the session laws of 1869, the same being an act to incorporate the village of Lawton,

Which motion prevailed.

On motion of Mr. Garvelink,

The bill was re-referred to the committee on Cities and villages.

Mr. Brundage moved to take from the table

Senate bill No. 414, entitled

A bill providing that all persons employing female help in stores shall provide seats for the same when not actively employed,

Which motion prevailed.

On motion of Mr. Brundage,

The bill was referred to the committee on Labor interests.

Mr. Barnard moved that the committee appointed to visit the Detroit House of Correction be discharged,

Which motion Mr. Weiss moved to lay on the table,

On which Mr. Barnard demanded the yeas and nays.

The motion to lay upon the table then did not prevail, a majority of the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|              |         |          |    |
|--------------|---------|----------|----|
| Mr. Champion | Hopkins | Pascoe   |    |
| Crane        | Hough   | Turnbull |    |
| Earle        | Mears   | Weiss    | 11 |
| Garvelink    | Morrow  |          |    |

## NAYS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Flehiem | Mr. Mellen |    |
| Brundage    | Fox         | Mugford    |    |
| Burt        | Gilbert     | Sabin      |    |
| Clapp       | Jewell      | Sawyer     |    |
| Clark       | McLaughlin  | Steel      | 16 |
| Doran       |             |            |    |

The question then recurring on the original motion to discharge the committee, the motion prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark

Mr. Doran  
• Fox  
Garvelink  
Jewell  
McLaughlin

Mr. Mellen  
Mugford  
Sabin  
Steel

14

## NAYS.

Mr. Champion  
Crane  
Earle  
Flehiem  
Gilbert

Mr. Hough  
Mears  
Morrow  
Pascoe

Mr. Pierce  
Sawyer  
Turnbull  
Weiss

13

## THIRD READING OF BILLS.

Senate bill No. 120 (file No. 48), entitled

A bill to amend section 2 of act No. 122 of the public acts of the year 1877, entitled "An act for the incorporation of associations for yachting, hunting, fishing, boating, rowing and other lawful sporting purposes," approved May 14, 1877, as amended by act No. 217 of the public acts of 1879, the same being section 4818 of Howell's annotated statutes of the State of Michigan, as amended by act No. 59 of the public acts of 1891,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Mears moved to amend the bill by inserting in line 9 of section 2 after the word "acres" the words "*Provided*, That the provisions of this act shall not apply to land bordering on any of the inland lakes of the State of Michigan,"

Which motion prevailed, and the bill was so amended.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Flehiem  
Fox  
Garvelink  
Hough  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin

Mr. Sawyer  
Steele  
Turnbull  
Weiss

14

## NAYS.

Mr. Barnard  
Brundage  
Burt

Mr. Clapp  
Doran

Mr. Hopkins  
Jewell

7

Mr. Burt moved to reconsider the vote by which the Senate refused to pass the above named bill,

Which motion prevailed.

On motion of Mr. Burt,

The bill was laid on the table.

Mr. Barnard moved to take a recess until 7:15 o'clock this evening,

Which motion did not prevail.

## GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Burt to the chair.

After some time spent therein the committee rose and, through their chairman made the following report:

The committee of the whole have had under consideration the following:  
Senate bill No. 137 (file No. 64), entitled

A bill to provide for the government, management and control of the State Public School at Coldwater, and to repeal all acts or parts of acts inconsistent with this act,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

WELLINGTON R. BURT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sabin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was placed on the order of third reading of bills.

By unanimous consent the Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr Pierce moved to reconsider the vote discharging the committee appointed to visit the Detroit House of Correction,

Which motion Mr. Barnard moved to lay upon the table and demanded the yeas and nays.

The motion to lay upon the table then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Clapp

Mr. Fox  
Jewell  
McLaughlin

Mr. Sabin  
Steel

8

#### NAYS.

Mr. Champion  
Clark  
Crane  
Earle  
Fleishem  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sawyer  
Turnbull  
Weiss

18

The question then being on the motion to reconsider the vote discharging the committee,

The motion prevailed, a majority of all the 'Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Champion  
Clark  
Crane  
Earle  
Fleishem  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sawyer  
Turnbull  
Weiss

18

## NAYS.

|             |            |           |   |
|-------------|------------|-----------|---|
| Mr. Barnard | Mr. Fox    | Mr. Sabin |   |
| Brundage    | Jewell     | Steel     |   |
| Clapp       | McLaughlin |           | 8 |

The question then recurring on the motion of Mr. Barnard to discharge the committee,

Mr. Pierce moved to lay the motion on the table.

On which motion Mr. Barnard demanded the yeas and nays.

The motion to lay on the table then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|              |               |          |    |
|--------------|---------------|----------|----|
| Mr. Champion | Mr. Garvelink | Pascoe   |    |
| Crane        | Gilbert       | Pierce   |    |
| Earle        | Hopkins       | Sawyer   |    |
| Fleishem     | Hough         | Turnbull |    |
| Fox          | Mellen        | Weiss    |    |
| French       | Mugford       |          | 17 |

## NAYS.

|             |            |            |   |
|-------------|------------|------------|---|
| Mr. Barnard | Mr. Doran  | Mr. Morrow |   |
| Brundage    | Jewell     | Sabin      |   |
| Clapp       | McLaughlin |            | 8 |

On motion of Mr. Turnbull,

The Senate took a recess until 7:15 o'clock p. m.

## AFTER RECESS.

7:15 o'clock, p. m.

The Senate met and was called to order by the President.

A quorum present.

The Senate took up the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a committee of two be appointed, one from each House, to invite Hon. Henry Russel to deliver a lecture upon Japan before the Legislature; and further

*Resolved*, That if Mr. Russel can favor the members and the date is

agreeable to him, that Friday evening, March 3, the Hall of Representatives be reserved for the lecture,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The Senate concurred.

The President announced the appointment of Senator McLaughlin on such committee.

The Sergeant-at-Arms announced a committee of the House who reported that the House was in waiting and ready to meet the Senate in joint convention.

The Senate then proceeded to Representative Hall to meet the House in joint convention.

#### PROCEEDINGS IN JOINT CONVENTION.

The roll of the Senate was called by the Secretary thereof and a quorum of the Senators were present.

The roll of the House was called by the Clerk thereof and a quorum of the members were present.

The President of the Senate and President of the joint convention announced that the joint convention had met to pay suitable tribute to the memory of the late James G. Blaine.

Mr. Davock moved that a committee of three be appointed to notify His Excellency, the Governor, and State officers, that the two Houses are in session and ready to receive them.

Which motion prevailed.

The President appointed as such committee Messrs. Davock, Bathey and Jewell.

After a short absence the committee returned, and reported the Governor and State officers in attendance, and they were conducted to seats.

The memorial exercises were opened with

Prayer—by the Rev. C. H. Beale.

Music—Trio, Come Holy Spirit, *Warren*.

Senator Jewell offered the following resolution:

WHEREAS, death has again claimed one of the great men of our time, the Inevitable has taken from this country a man of power and strength, whose thought has been impressed upon the nation's policy, who has gone to mingle with the other great ones whom the whole people delight to honor, and hold in loving remembrance; that while we mourn the departure of in many respects, this greatest American, we desire to give fitting tribute to his memory; therefore,

*Resolved*, That in the death of James G. Blaine, the people lose one of their staunchest friends, America one of its noblest patriots, the world one of the most profound statesmen of this century.

Lieutenant Governor Giddings then addressed the joint convention as follows:

All over this broad land today, are many, many homes over which hangs that somber shadow, from which we shrink with horror, and the approach of which we dread. Little, however, humanity thinks of it; little they regard it; little they tried its teachings until all at once it darkens our own hearthstone, and we are brought face to face with that strange, that silent, that mystic visitor, whose unwelcome presence will some day



greet us all; or until, by the fall of some distinguished, brilliant figure, we are admonished that from the sway of this tyrant none can hope to flee.

We would speak tonight of one from whom we have drawn our inspiration, at whose shrine of pure patriotism we have worshipped; to whom we have looked as the leader in our perplexities; whose own insight into grave and potent questions has excited our wonder; and whose afflictions and disappointments have fairly been our own. As we stand now in that gloomy presence, the partisan tongue is silenced; the shaft of the traducer is dulled, the invective of the enemy is softened, the sword of the opponent sheathed. Beyond the silence in which he is forever enshrouded, we see only that superb leader endowed with that power which is bestowed on but few men in the course of a generation. With all the words that have been and will be spoken, what more can be said of the dead Blaine.

You tell me of his intense love of America, and his life itself is a more eloquent eulogy than we could utter; you tell me of his statesmanship, and history has painted it more beautifully than can we; you tell me of that wonderful brilliancy of mind, and his own public utterances come ringing back to overpower us; you tell me of that great, noble heart, and the voice of a loving people drown our humble expression; of his home life, and from sad hearthstones comes the sobbing murmur before which the tongue is silenced; of his strong, sturdy manhood, and the world has told it oft and long ago.

In spite of all this it is but fitting that we should meet at this time, and pay our tributes, brief and humble though they be, and that superb character, whose name and fame are inscribed upon the supporting columns of this young, but still greatest republic of the world.

Governor John T. Rich then spoke as follows:

*Ladies and Gentlemen, Senators and Representatives:*

A great man has died, and a nation mourns. In many respects Mr. Blaine is the most remarkable figure which has appeared in history during the first hundred years of this republic. Entering public life in 1858 as representatives in the Maine legislature, elected speaker of the house in 1860, and 1861, to congress in 1862. Thus he entered upon his public career at the most critical and interesting period of our national history. Without a military record, by which most men of his age obtained the foundation for their national reputation, he rose by the force of his inherent and acquired powers rapidly to a commanding position in national affairs. From his first entrance into congress he was known as a vigorous debater and industrious committee man. His industry and ability caused him to rise rapidly in the respect and esteem of his associates and of the country.

He was successively elected speaker of the 41st, 42d and 43d congresses. His marked and brilliant success in this responsible and trying position is an important part of the history of the country. In 1876 he was appointed to the United States Senate to fill the vacancy caused by the appointment of Senator Morrill as Secretary of the Treasury, and the same year elected for both short and long term by the unanimous vote of the Maine Legislature. This was done to show the confidence of the people of his own state in his integrity after investigating thoroughly the most damaging charges of his enemies.

Up to this time he had known no such word as fail, but his fame having become nation wide, and his abilities having been recognized, he became a

prominent candidate for the nomination for the presidency. He came within 27 votes of a nomination, and was defeated by Rutherford B. Hayes, who died only a few days before the death of Mr. Blaine, and whose eulogies were feelingly and eloquently pronounced from this platform only last evening. This was Mr. Blaine's first great defeat. In 1880 he again met defeat, and his long-time friend and colleague, Hon. James A. Garfield, was nominated and elected President of the United States. In 1884 he succeeded in the convention of his party, but met defeat at the polls by the merest accident and the narrowest margin. Thus again was the hope of a lifetime doomed to disappointment. In 1888, although traveling in Europe for his health, the great Chicago convention would evidently have nominated him had he but said the word. This he declined to do, and although no name was more prominently mentioned among the delegates and crowd there attending that convention, he was again defeated and the nomination went to President Harrison. In 1892, after having served with great distinction for nearly four years as Secretary of State, he was again a candidate before the convention at Minneapolis, and no one of the vast number who attended that convention can ever forget the demonstration in his favor when his name was presented to the convention.

The refrain of "Blaine, Blaine, James G. Blaine," from the thousands of throats, accompanied by the tramp of thousands of feet repeated hundreds of times, until the vast building itself seemed to be in danger of falling, was only the evidence of the admiration, love and respect which the people of this country had for Mr. Blaine. It is not twice in a generation that such a demonstration is given to any man. As a member of the legislature, member of congress, speaker, senator, and as secretary of state, his work was well done. This was to be expected. He came of good stock on both sides; started with a good education; had that discipline of mind which education gives, supplemented by a wonderful memory. His training as a teacher and a newspaper editor, with a natural adaptation for politics and questions relating to government, gave him a training and equipment which few men possess when they enter public life. His bravery under such disappointments as he experienced excited for him an admiration and sympathy which could not have been aroused for a lesser man. When the venomous tongue of slander attacked his fair name he met the charges boldly and conclusively. His vindication of himself on the floor of the house was one of the most memorable scenes which ever transpired in that arena of remarkable events. The terrible bereavements which he was called upon to pass through, and the little if any less trying ordeal to which he was subjected by the discussion of the family secrets through the public press, are only portions of the burdens which a weaker man would have been unable to bear up under.

He was a leader in its broadest and best sense. One of his first acts in congress which attracted public attention was his stand taken for honest money. He was among those who earliest took a stand for protection for protection's sake. It was he who first advocated closer commercial relations with South America, and out of which grew the present reciprocity provision of the McKinley law. He was a creator of public opinion to a greater extent than any other man of his generation. Yet none of these things, nor all of them combined, accounted for the commanding position he has in the nation and in the world. As teacher, editor and member of the Maine legislature he took high rank. So have others whose names are forgotten. In congress he was rated as an exceedingly industrious

committee man and clear-headed and vigorous debater, and so have scores of others whose fame did not outlive their terms of service. He was an impartial presiding officer and an expert in parliamentary law. So have been others before and since. That he took high rank in the Senate is a matter of history, and so have others whose fame was limited in time and circumscribed in extent. He was a great Secretary of State. So have been others whose names few of us now remember.

He was five times a prominent candidate for the presidency. Others have been candidates for this high office, but who are now unknown except to the student of history, and to those in the locality from whence they came. Here was a man without a military record, which has so often been the stepping stone to political preferment, without distinctively high position in the civil service of his country, a man who while he had exerted a powerful influence over legislation for years had no great measure bearing his name, yet was known and loved by more people than any other man of his age. A man to whose fame, or to the love and respect of the people for him, the presidency could not have added. His was and is a name as widely known as civilization itself. A man whose individual greatness so impressed itself on mankind that no position however honorable could deepen that impression, and no defeat or disappointment lessen. Each defeat, every slander upon his fair name, and every additional bereavement, but increased the devotion of his friends, who were bounded by no nation and no clime.

In looking over the history of this country we find no parallel for his career. Perhaps of all the noted men of the first century of this country Henry Clay more nearly resembled him than any other. Yet Blaine's time came when the country had grown to such proportions and when the questions were so much more vital and at a time when we were making history at a speed never before known, that anything like fair comparisons are impossible. Mr. Blaine's career was brilliant and magnetic, and resembled no other career in the past, will not be approached in the next century, and will be a distinct and distinctive figure in American history for all time to come.

Justice John W. McGrath addressed the joint convention as follows:

Whoever would pay a fitting tribute to the memory of James G. Blaine, must needs write the history of a great political party. A party which contains upon its escutcheon a long list of illustrious names, and however much we may differ as to its present policy or attitude, a party having a career not unmixed with great achievements.

The eulogist must do more; he must necessarily write the history of the country for the past 30 years.

The three most prominent figures of that period of our history are Abraham Lincoln, Ulysses S. Grant, and James G. Blaine.

Prior to his election as president, Abraham Lincoln was but one of the many able exponents of a policy. The emergency of his administration was not of his creation.

General Grant became illustrious in a great war that called out his masterly genius as a military commander.

With both, circumstances made achievement possible.

Grant formed the lines of battle in a war that was on. Blaine was foremost in framing the issues upon which great battles were to be fought. Blaine's genius was inventive. When he threshed old straw it was with a new process, calculated to extract more grain. Blaine furnished new

thought, new processes, new policies. Whatever may have been said by his opponents, he was never charged with being attached to the machine in politics. The machine often makes candidates whom it is powerless to elect. Blaine never cultivated it, yet he was the great central figure of his party. It was his fertile brain, his forensic eloquence, his great magnetism that doubtful states demanded. He was a Sheridan at the Winchesters of all of the political battles fought by that party for the last twenty-five years. He never sulked in his tent. He aimed at results—at the success of policies, rather than of men. His was that rare greatness that survives defeat. His own defeat did not shelve him or make of him a back number. Strong with the rank and file of his party, and of the people, brilliant, fertile and aggressive, presidents tendered him audience, and legislators sought his counsel. He was the Gladstone of his party. His great ability, his wonderful resources, his statesmanship compelled his recognition.

Blaine was intensely an American. He loved freedom and hated oppression. He believed in republics. Had faith in the people. Defended the rights of citizenship and would have set loose the entire army and navy to avenge an insult to the flag or to an American citizen.

There was no hiatus in his brilliant career.

What Blaine himself said of our own Chandler, is equally true as applied to him. He was a man, "Who strengthening with his years, stood higher in the regard of his countrymen, stronger with his constituency, nearer to his friends, and dearer to his kindred, at the close of his career than on any preceding day of his eventful life."

Although brilliant, bold and aggressive he was intolerant only of rank treason. He attacked ideas not men. He had the courage of his convictions which provoked the admiration even of his opponents.

By the aid of his own inherent strength James G. Blaine wrought his way to the highest round in the ladder of citizenship and statesmanship. His name borrows no luster from position, nor could further place have added to his fame, except as it might have given him opportunity for further achievement. Greatness was not thrust upon him, but it inherited in the man.

No plume was needed to make him a valiant knight among his fellows, no crown to make him king among men.

Music—Quartette, - - Boys from the Industrial Home for Boys  
"Let Him Sleep."

Senator Fox then spoke as follows:

*Mr. President:*

Amidst the badges of mourning that shroud these walls, which have long been consecrated to the great interests of Michigan, we meet to pay a brief, but a just tribute to the life and services of that distinguished American citizen and well-nigh perfect statesman, James G. Blaine, whose intelligence, integrity and patriotism represent the underlaying principles of the fabric of this republic.

James G. Blaine as a human being is dead, and there is scarcely a home in all this land, whether amid the busy haunts of the crowded city or in the solitude of the far off mountains, in which his name is not a familiar household word. And all men of all political parties and people of all religious creeds unite in paying a fitting tribute to his career as a teacher,



a legislator, a party leader, a member in both branches of congress and Secretary of State in two cabinets.

James G. Blaine, as a statesman, has not only gained the admiration of his own countrymen, but of the whole civilized world. In his foreign policy his Pan-American Congress and reciprocity movement has not only been of great commercial value to this country, but has done much to break down old animosities and create a feeling of genuine confidence between the civilized nations of the world.

His frank, generous and sympathetic nature made him many devoted friends, both at home and abroad, and even among his political opponents, who greatly loved and honored him. He was the great American commoner whose wise counsel guided the ship of state, in an age and sphere when this nation was awakened and aroused by both foreign and domestic foes.

James G. Blaine was a partisan but in the highest sense of the term. To him political parties were absolutely necessities in free government, as they are the only methods known to the wisdom and experience of enlightened history, whereby concentration of thought, agreement of opinion, unity of purpose, and concert of action can be secured for the accomplishment of great results. He fought for his party because the principles of that party were in his judgment necessary to the welfare of his country.

How little is there of the great and good that can die. To his country and mankind he yet lives, and in his bright and noble examples will live to the end of time. As a writer he was unsurpassed; as an orator he was a Webster; as a member of Congress he was a parliamentarian and a leader; as a diplomat he was in every way qualified, and as a statesman he ranked with a Gladstone and a Bismarck. His character was beyond reproach. It was as pure as the snow from heaven. His judgment on great questions was as clear as the midday sun. His matchless intellect was as keen and penetrating as a flashing saber.

With him political disappointments did not make him sore, but whenever his country claimed his services, he came forward and gave to it his best aid.

Mr. President, with him the drama of life is closed, but, it is said, after death there comes a judgment. Even in this life that nature and society pass in a *kind* and yet a just survey upon each completed life. But when the woven tapestry of the fabric of his life with its many bright and delightful colors is folded away among the leaves of fate, for the instruction of those who shall peruse the great book hereafter, no name will shine more brilliant upon its pages than that of James G. Blaine.

Mr. Chamberlain spoke as follows:

*Mr. President, Gentlemen of the Joint Convention:*

Among all peoples there have been men who by their public services and their devotion to their country's interest have won for themselves a lasting and enduring fame and a place in the affections of their countrymen, which time must increase, not diminish; augment, not erase.

When such an one, the best years of whose life and noble manhood have been given to the services of his country and the upholding of her institutions and her freedom, lays down the burdens of this life and passes to his long reward, it is fitting—it is in the highest sense proper—that public bodies should by resolutions such as are here presented, and by memorial services such as those in which we are now engaged, acknowledge our obli-

gations for preëminent and patriotic public services in such manner as shall place them among our public records, to encourage the generations yet to come to emulate and profit by their example.

A great life has passed away, and in the death of James G. Blaine the nation has suffered a loss that can not be repaired. Faults and failings he may have had in common with our kind, but above all, and overshadowing—aye, obscuring the weaknesses of humanity was his unquenchable love of country, his patriotic ardor for its welfare, and his abiding faith in all things American and in the destiny of this republic.

Coming into public life and embarking in his country's service in perilous and trying times, his faith in the ultimate success of the union arms and the magnificent future of his country never for a moment wavered. In the darkest hour of our national life when amid the boom of hostile cannon and the march of contending armies, when the flames of battle were red on the hill and the smoke of contention thick and dark in the valley, when stout hearts fainted, timid souls quaked and the faithful were sad and despondent; when the government labored in the throes of apparently approaching dissolution, and our hearts stood still as we watched the ever changing tide of civil conflict, the republic shaken to its foundation; it seemed that this free government, lighting the road to freedom to all enslaved must go down amidst the portentous muttering of civil strife never again to be relighted on the shores of the American continent, *his* was the sublime faith that saw the silver lining of the war cloud darkening the land, and in that hour hopefully looked for the dawn of peace upon a land rejuvenated and redeemed, and with an unshaking hand could point through the clouds and smoke of battle to the Providence watching over the destiny of man upon which he ever relied.

Let us rejoice that he lived to see the full fruition of his hopes, of his sublime faith in his country's future, and to guide that nation upon quiet waters, to shape and formulate the American policy of "Protection and Reciprocity" that has brought her such unprecedented prosperity.

Tonight, as part of one great republic, knowing no north, no south, where the war drum beats the call to arms no more forever, we are met to pay the last fond tribute of respect to the nation's honored dead. Tonight all that was mortal of the illustrious statesman has been laid to sleep in that sad, that silent, that solemn "windowless palace of rest," beneath the greensward in the bosom of the land he loved so well and gave the best years of his life to guide and save.

To him it matters not whether marble column or hillside daisy mark his resting place. To us, the living, it matters much whether the free institutions and the government whose policy he formulated shall endure. Stately columns of marble, bronze, and granite may rear high their heads toward heaven to honor his memory and perpetuate his fame, but the lasting testimony of his greatness will ever live in the songs and legends of a free and mighty people whose institutions he labored ever to perfect and preserve and in whose future he had an earnest and abiding faith.

It is ever fitting that upon occasions like unto this we seek to awaken patriotic feelings and aspirations to higher aims and nobler purposes, dedicating ourselves anew to free government in the earth. Then, indeed, will we have earned for ourselves the commendation of the mighty dead.

Truly, the great men who were foremost in the affairs of the republic during the war and reconstruction periods are passing away with startling rapidity. The generation to which they belonged has done its work and



is being gathered to eternal rest, and soon all that will be left us of the great men whom the exigencies of a tremendous crisis in our history brought to the front will be the memory of their grand achievements. Among them are names that will endure while the republic lives, and first among them is the name of James G. Blaine.

Mr. President, I second the resolutions.

Senator Clapp spoke as follows:

*Mr. President:* America bows the head before the angel of death.

America, the land of promise, a wonderful land, where ripens the fruit of opportunity which can be plucked whenever the hand of effort reaches forth.

America, with a soil made up of different elements and mixtures, the strength of each creating a whole of power, and growing great men in all of the occupations of life.

It has continued to grow them since the republic unfurled its stars, and the stripes on its banner, having never been trod upon by the heel of defeat, are not the emblems of a people's degradation.

The exalted men of our country who have gone belong to us, their memories are ours. We will not part with them.

In war our soldiers and sailors have carried the flag through the flame and storm. The smoke of battle has wreathed and curled into letters forming the names of Washington, Scott, Grant, Sherman, Sheridan, Thomas, Custer, Farragut, Porter and the others, and has crowned them with immortal fame.

In peace, the civic victories increase as the years go on. The list of those who wear the wreaths woven by the hands of wisdom grows longer year by year.

On this, with many others, is the name of Lincoln, that firm yet gentle embodiment of the highest type of American nobility; also that of Garfield, wise, firm and true, both of whom are enrolled among the martyrs of the nation.

He whose memory we do honor unto also wears a crown made by a grateful and admiring people's hands.

Nature constructed him for noble work in the realm of statesmanship.

He saw what would be beneficial and he saw it at the right time.

A composite man, illustrating the many sided character of American citizenship.

We are made up of the peoples of everywhere. This republic is—that which has been the subject of song, the object of prophesy, the hope of time—it is the universal nation.

James G. Blaine was a type of the people's advancement. He saw the need, the wants half expressed, or shrouded in doubt, he formulated and brought to the light what the people wanted but could not express.

While others halted he advanced; where others were fearful he was courageous. Having the faculty of knowing truth when it appeared before him, it came to pass that where he led, other men followed.

Wisdom, understanding and courage make the leader; with these qualities he was richly endowed.

Quick to see, fearless to assert, ready to act, at no time daunted, whatever the odds against him, he indeed reminds us, as has been often said, of the old time crusader with lance in place, plume waving, charging on to victory in the lists where knights unhorsed rolled in dust, and where the victor was crowned amid the ceaseless plaudits of the people.

In the power to inspire others he stood above any of the great men the country honors. His has been the central figure even when filling a subordinate place. He illustrates the possibilities of American life, the grandeur of the American soul.

Other men talked as well, other men wrote as well, but in that peculiar, fascinating, inspiring quality, the effect of which is seen but the reason for which can not be analyzed he stood supreme among the men of the nation.

He had the faculty of striking the key to which every public question is tuned, and the vibrations reached all hearts and minds. A faithful following clung to him—men who preferred to vote for him, even though he should be defeated rather than vote for another who would be successful.

Such a man gains great victories, but submits to grievous defeats. The law of equalization causes him who enjoys one extreme to suffer the other. But all that is gone. His supporters who loved, his opposers who then respected, proclaim his worth.

And now in the shop where the hammer rings out on the anvil its chorus of strength, on the farm where in springtime the plow marks the furrow of cultivation, in the mines where toil takes the treasures of earth for use of man and woman, in the home where the family cluster about the fireside, in legislative halls where tongues speak his praises, where hearts beat rapidly at the mention of his name, everywhere is honor rendered unto him. His is the majestic figure of our land and time. Belonging to America his memory is the property of the world.

As we drop the spray of evergreen above the heart that is stilled, must we not reflect that in his death the republic has lost a citizen whose thought has become a part of the nation's policy, in whom wisdom dwelt and courage had an abiding place, a leader born and matured through experience, in certain respects the greatest of Americans; with a genius for solving public questions, with an intense love for all that was American, with a patriotism never faltering.

That although hereafter not to be visible to human eye, nor perceptible to human touch, yet his memory will add strength to wavering purpose, will furnish a high ideal to the youth of this land and world. The force and inspiring quality of his thought will live on. The people to whom he talked and wrote, for whom he toiled, will not forget him, but will hand down his name to those who shall come hereafter, and they will speak of his life and services as long as the flag floats over a free land, in which live a people daring to maintain their rights and to insist that the republic shall hold its exalted place among the nations of earth.

Mr. Ewing spoke as follows:

*Mr. President*—American history is peculiarly fortunate in its numerous pages of star statesmen. There is the page of Washington, worn and finger-marked by our grandsires, who learned to revere the great name of our country's founder, standing out in prominence as the great landmark of the era of our country's formation. Hardly less brilliant is the page of Jefferson, whose name stands high above all others as the beacon light of liberty, the landmark of the era of extension. Then the mantle of distinction was wrapped about that prince of men, Daniel Webster, who yielded to no man in his day the claim to preeminence. The Webster page of history records the landmark, the towering monument of statesmanship of the era of national development.

The next was the era of emancipation, and the crown of preeminence rested upon the saintly brow of the martyr Lincoln. The Lincoln page is

stained and blotted with the tears and kisses of sympathetic millions who were touched by the wisdom and patience and grandeur of the world's chief. But Lincoln and his day stood between two great eras. Back of him was the era of national development. Before him the era of international development. He bade "good night" to the setting sun of the former, and "good morning" to the rising sun of the latter. Behold the grand old man Lincoln standing in the noonday of statesmanship with one arm outstretched, grasping the hand of, and drawing inspiration from the grand old man Webster sitting in the gloaming of his forensic genius, while with the other he reaches forward, grasps the ambitious hand of, and transmits the Websterian inspiration to the *grand young man Blaine*. The noon of Lincoln, the night of Webster, the morning of Blaine, all in a day. What a trio! Webster's sun rose and set. Lincoln's sun rose and set. Blaine's sun rose, and Blaine's sun has set. And we are in the darkness of the night; for there is none to take his place.

To the young man who worships such a leader, the death of Mr. Blaine is what the striking of the north star from the heavens would be to the young mariner in a trackless ocean. But the Blaine page of history is written. Blaine wrote it in an indelible hand. It is left for us as contemporary students to read those pages with the same care and earnestness which characterized the hand that wrote them. If the north star of statesmanship is blotted from our vision, there yet remains the compass of history. Let us be guided by it, and see if even now we cannot master one lesson from the life of our dead statesman. Let us look for a moment at Blaine the partisan. A brief inquiry into the life of this man discovers a man of principle. The whole life of Blaine was one great battle for principle. Though always a republican, he never forgot that before he was a partisan he was an American.

"Before man made us citizens  
Great nature made us men."

Whenever a measure came before him for consideration, the question with him was not that modern, silly, un-American question, behind which is refuged thousands of petty politicians and would-be statesmen, "What are the politics of the man that introduced it?" But, sirs, that other inquiry which alone enters the mind of the true American, "Will it advance the welfare of my country?"

Blaine was a staunch republican, but not a blind one. To him his party interests were subservient to his country's interests, and with his country's best interests as the chief end in view, he sought and labored to make *his* party the embodiment of the means with which to accomplish this great end. There is not one word on record which would indicate that James G. Blaine ever thought for a moment that the United States were made expressly to further the ends of the republican party. But, sir, he helped make the republican party, founding it upon those eternal principles of justice, which seemed to him best calculated to secure the greatest good to the greatest number. His conception of duty was bounded only by the wants of the great American people, for James G. Blaine was an American through and through. And thus he died, the prince of his day, the landmark of the era of international development,

"Statesman, yet friend to truth! of soul sincere,  
In action faithful, and in honor clear,  
Who broke no promise, served no private end,  
Who gained no title, and who lost no friend."

Music—Solo, "Out of the Depths," E. H. Esselstyn.

Senator Hopkins then addressed the convention as follows:

Mr. President—Death is the King of Terrors. In every life this monarch has a throne. Every home is darkened, every life is clouded, every hope is lessened, and every heart is faint in the presence of his certain and unalterable summons. The loving hope of happiness, and the hoping love of life must kiss the lips of the monarch, Death. The universal law is over all, and each and every one must bow and pass under the rod. Men have died, men are dying, men will die, but man lives!—lives to hope; lives to conquer; lives to live forever.

The new year has been prolific in its harvest. Great sheaves have been gathered in. Noble lives have been rounded out. Great deeds have been recorded, and pageless volumes of time's history have been written upon the leafless pages of eternity's unchanging record.

We are met here tonight to pay tribute to the sacred memory of friends gone before; to lay our offering upon the monumental tomb, builded to the greatness of our fellow heroes; to place our floral gathering, of buds of hope, of forget-me-nots of remembrance, of violets of friendship, and of rosy garlands of unchanging love, upon that monumental tomb, at this, affection's hour.

James Gillespie Blaine was born to life on a plain and humble level with the average child of our land; with the same promise for the future that is possessed by every boy and girl who has a strong constitution, a brave will, a bright, well-balanced mind, a kind heart, and an industrious and devoted disposition. His boyhood was the boyhood of American life, and the American home. That life which is the child of Puritanic parentage, that flower of hope, which is the outgrowth of the Puritanic bud of promise, devotion. That loyalty and love which is the legitimate product of the Mayflower; that grain of strength and power which is the lineal descendant of colonial sacrifices; that lever of knowledge and power which, resting upon Plymouth Rock, moves the world.

He grew in stature, absorbed knowledge, graduated from school and college, became a teacher, a husband, a father, and located as editor of a paper of limited circulation in the little city of Augusta, Maine, at a time when the move of man was westward, when the rush of waves was outward from the shore, when the ebb of the current was towards the Golden Gate. This move seemed like stranding on the beach. But not so; it was the gathering of forces, the placing of the fulcrum, the preparing for and building of the foundation upon which the structure was to rest.

In New England life Blaine found that sturdy manhood which he rested upon, and it in its admiration for his dashing leadership seconded his every effort. The bracing hillside breezes and old ocean's vast domain of wealth, contributed freely to his growth of ideas and power. And in his membership and leadership of Maine's legislature, he showed both the steadfastness of his anchorage and the capacity for expansion which served in after life and in greater fields to make him ready for every emergency.

And in this lies man's power. It was not that Lincoln was born great; it was rather that he grew great, as great duties demanded great attentions. So with Blaine; he showed his power to be the power of ability, equal to the occasion, when called for.

Reciprocity was born, not when township legislation was needed in parts of Maine, but rather when a world of nations, each protecting its own, as it should, needed to profit by the wealth of others. Reciprocal pro-

tection or protective reciprocity is today the fundamental doctrine of American statesmanship, and the world bows in acknowledgment of its truth and power, and in admiration of its author.

Blaine was brilliant; Blaine was brainy; Blaine was a leader; Blaine was a power. He had tasted of sorrow; he had stood by the open grave of his own loved one; he had been crucified with grief, disappointment and heart-breaking trials. Calumny, disappointment and death all visited him, and he like a true warrior, bravely held his post, defying them all. But in meeting with, and beating back these trials, he never showed greater power, greater manhood, greater possession of self than when, just after a historic battle for the presidency, the coveted prize of American citizenship—the acme of worldly ambition—the throne of political power, when the heat and passion and excitement born of uncertainty and desire, were raging high in every breast, he, like one of old said, "Get thee behind me," and announced that if his competitor had carried the decisive hold, the Empire State, by only one vote fairly polled and honestly counted, he should be inaugurated.

Like as the golden rays of the morning sun drives away the clouds and brightens all around; like as the mild and mellow light of the evening star gilds the pathway of human progress, giving to man a clearer vision and a nobler knowledge of what may, and should be attained; so a life of grand thoughts and noble actions lights the alleys of human darkness and raises men to a better and purer standard.

Like the dropping of a great pebble into the vast ocean, the outward circling of the rippling waves, gaining strength with their circumference, overspreads the face of the mighty deep, so the life of a Buddha, a Confucius, a Nazarene, in the world of devotion; of a Luther, a Parker, a Manning in the field of faith; of a Hannibal, a Napoleon a Grant in the field of war; of a Washington, a Lincoln a Blaine in the field of statesmanship, causes rippling waves, the circles of which break not upon the little lakelet of their time, but widening ever on, cease only when stranded on eternity's shore.

"Afar on the ocean a billow was born—  
A waif of the wind and the sea,  
A star up in heaven shone brightly at morn,  
A spark of eternity.  
And the beautiful star loved the wave, from afar,  
And paled in its mute despair;  
But the wave on its bosom caught up the star,  
And died as it held it there."

So that (pointing to a portrait of Mr. Blaine) electric flash of human brilliancy has lighted the pathway of nations, and we, as a people, riding on the crest of the wave of time, have absorbed the light of his genius.

Mr. Gordon then spoke in support of the resolution; after which Senator McGinley addressed the convention.

Mr. Moore supported the resolution as follows:

*Mr. President, Members of the Honorable the Senate, Members of the House of Representatives, Ladies and Gentlemen:*

The most conspicuous and distinguished personage of our present century in American political history was James Gillespie Blaine.

The century in which we have the honor to live is the greatest in the world's history; numberless, almost, are the noted men and women it has produced; but he whose memory we commemorate this evening stood head and shoulders above them all. There was combined in James G. Blaine



the qualifications of a great leader to a greater degree than of any other in his time. He came of good stock. Blood will tell in the human as well as in the animal creation. And so as we look for the foundation of this great man we find that his ancestry were of the old New England type, sturdy, generous, patriotic and religious. A good foundation to start with, and *all* of these qualities which go to make up a great man we find were conveyed in even a greater degree to our hero. In addition to the above he was studious, affectionate, bold, impulsive, dramatic and magnetic. He possessed an insight into men and their motives that was marvelous; his memory of events and persons was the wonder of his friends and the dismay of his enemies. His brilliancy and clearness of statement and argument is well worth the careful study of our young men who have a desire to be of service to their country as statesmen. From the first national convention in 1856 to the day of his death his name stood out above all others. To him all the nation looked, and he held that place by his superior intellect, whether at home or abroad.

The value of his services to his, and our, country is beyond computation. His whole soul and life were placed upon the altar of his country, and for a generation he has watched its growth and progress as no other has been able to do. In all cases he has acted from principle, and was ever ready to give more than satisfactory reasons to any honest mind for his conclusions. The uprightness of his congressional life, and the justice of his decisions while speaker of the house for three successive terms, were acknowledged by all parties when he finally left the speaker's chair and came down upon the floor of the house to again enter upon his duties as an ordinary legislator. They endorsed by their attitude towards him his clean hands, and his most honorable record in the trying position of speaker; and who should be better judges than they over whom he had presided for three successive terms?

The only qualification I am willing to make obeisance to is superior intelligence; all other qualifications of humanity are simply incidents in the makeup of life, but when I stand before a God-given intellect like that of James G. Blaine, I feel my own insignificance in the presence of a Creator whose limits in the creation of the human mind are simply boundless. And yet no man in public life has been more cruelly maligned and assailed from every point and with every kind of missile. The newspapers of our country took particular pride in putting at the head of their columns the largest and blackest headlines of every insinuation made against him; while green-eyed jealousy never lost sight of James G. Blaine for a single moment. But these were as nothing compared to the ingratitude of those who, from the very nature of things, should have been his friends. Listen to this sentence from his own lips a short time before his death, in response to a friend's condolence as to the acts of his avowed enemies:

"The acts of my enemies are as the silence of the falling snowflake compared to the ingratitude of those whom I have aided."

Ingratitude! Who has not felt its sting and wondered why the Creator ever allowed it to become one of the characteristics of humanity? How it must have grated on a noble, generous soul like that of James G. Blaine. He has been maligned, misquoted, lied about and despised, but he was *adored* by those who knew him best, as no other ever has been.

Those who were present at the Minneapolis convention last summer will never forget the scene at the close of the speech of Senator Wolcott nominating James G. Blaine to the presidency. Twenty thousand people



on their feet shouting for twenty-seven minutes without cessation for the nation's leader to be placed in nomination by that convention for the highest gift of the nation. It beggars all description. What an opportunity there was then presented for Benjamin Harrison! As much as I admire our president and his magnificent administration, I am confident my estimation would have been doubled had there been flashed over the wires from the White House at the close of the twenty-seven minutes, words like these: "I am satisfied that the nation desires to honor its acknowledged leader, James G. Blaine, with the highest office in the gift of the nation, and as this will be their last and *only* opportunity, I herewith withdraw my name in his favor."

Can you imagine the result? Who can say but if this had been done, the son and father would be alive today, and we preparing to celebrate his entrance to the White House on March 4th, as our acknowledged leader. But as this was not to be, we bow to the inevitable, and shall remember him as no less our leader for the past generation, even if he did not wear the crown.

Music—Chorus, Boys of Industrial Home for boys.

Mr. Sullivan made the closing remarks as follows:

*Mr. President and Gentlemen of the Joint Convention:*

It is little that I can add to what has already been said by the learned and eloquent gentlemen who have preceded me regarding the life and character of the man whose death, irrespective of class, we all honestly mourn. Among the long list of names written in American history and deeply engraved in American hearts, there is none of brighter luster or fairer fame than that of James G. Blaine. Born of noble parentage and reared among the rocky fastnesses of the Keystone State, his early life was one of constant attendance at the springs of knowledge, and deeply indeed did he drink of their refreshing waters. Guided in youth and to mature manhood by the kind hand of a wise and loving mother, his entry into public life was truly made under circumstances most favorable. And whether in private life, in commercial channels or in halls of state, his actions showed his early training, his ancestral character, and made him a valuable friend, a wise counselor, a dangerous foe. Convinced that he was right, with a character that knew no compromise, intensely American in all his ideas, he stood by his convictions as firmly as the rock-bound hills that were his childhood scenes.

He entered congress when the nation needed fast friends and wise counselors; when the war clouds of civil conflict were lowering about the national capital; when the guns of eleven States were trained on the national honor; and by his acute judgment, keen foresight and great knowledge became part of the national bulwark of civil defense. From there through the scenes of bloodshed, the dark days after, and the period of prosperity which followed, no congress was complete without his name, his influence and his counsel. Thirty years of his life were spent in the legislative and executive departments of our national government. Indeed, up to and within a few short months of his death, when strength was fast failing, he could be found at his post of duty, directing with master hand the affairs of state. His ambition reached higher than he attained—even the chief executive of the grand republic in which he lived. But few of our truly great men became "chief executives in fact, though sometimes otherwise in act." Uncrowned he lived, uncrowned he

died, but he ever held the scepter of confidence of the people among whom he lived; and I think it can be truly said that in the past quarter of a century at least, the grim hand of death has snatched from earthly scenes the only human idol, who in that time lived in the hearts of the American people.

James G. Blaine is not dead. His fame survives, bounded only by the limits of the earth; and by the intelligence of man he lives in the American heart, in the intelligence of all throughout the world; and he will live, when granite shall fade and crumble away. Not until the sun of destiny shall for the last time set upon this as a republic, shall be unknown the fame, the public, the private life of James G. Blaine.

Music—Solo, "Come unto me," Mrs. Estelle Cheney Vivian.

The resolutions were then adopted by an unanimous rising vote.

On motion of Mr. Wildey,

The joint convention adjourned.

The Senate returned to the Senate chamber.

A quorum present.

The President announced that the Senate had met the House in joint convention and that exercises had been held in memory of the late James G. Blaine.

On motion of Mr. Hopkins,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

---

*Lansing, Thursday, March 2, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Mr. Burt, by unanimous consent, offered the following resolution:

*Resolved*, That the House be respectfully requested to return to the Senate

House joint resolution No. 1 (file No. 1), entitled

Joint resolution for the relief of Mrs. Sophia Brewer of Saginaw, Mich.,

Which resolution was adopted.

#### COMMUNICATIONS.

The Secretary announced the following:

*Lansing, March 2, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I have appointed Senators Sawyer, Brundage and Burt as a committee to investigate and report as to whether any further legislation is necessary or desirable relative to the consideration of municipal bills relating to charters of cities and villages.

J. WIGHT GIDDINGS,

*President of the Senate.*

The communication was laid on the table.

The Secretary also announced the following:

*Lansing, March 2, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I have appointed Senators Weiss, Fox, Sabin, Pierce and Mugford as a committee on congressional apportionment.

Very respectfully,  
J. WIGHT GIDDINGS,  
*President of the Senate.*

The communication was laid on the table.

#### PRESENTATION OF PETITIONS.

No. 76. By Mr. Brundage: Petition of citizens of Manistee county urging the passage of Representative Gluecklich's tax bill.

On motion of Mr. Brundage,

The petition was ordered spread on the Journal, as follows:

*To the Honorable Legislature of the State of Michigan:*

The undersigned citizens of Manistee county, of Michigan, respectfully request and urge your honorable body to pass the bill introduced by Representative Gluecklich for the purpose of taxing all property, national, State, county and municipal alone excepted:

J. S. Bedell,  
J. B. McPherson,  
Leander Weaver,  
Hiram E. Scott,  
F. J. Kohl,  
J. D. Maxtel,  
H. M. Swarthout  
L. Pemberton,  
John Donaldson,  
George Fowler  
John Duncan,  
Lafayette MacRey,  
Frank L. Fowler,  
M. G. Cogswell,  
David Cogswell,  
S. C. Emmett,  
H. D. Newton,  
J. J. Post,  
O. S. Leeland,  
Lars Olsen,  
Wesley Stubbs  
B. J. Reber,  
Henry Pecor,  
Levi Townsend,  
A. H. Webb,  
L. N. Roussin,  
H. C. Goldsmith,  
W. S. Wanamaker,  
Alfred E. Thorson,  
J. Frank Swift,

John Foster,  
A. O. Wheeler,  
Perry Snyder,  
J. Thompson,  
Peter Andersen,  
J. W. Bennett,  
L. Long,  
M. J. Nelson,  
George Gillhooley,  
Wm. H. Kleckner,  
James Goodrich,  
F. H. Glover,  
Felix Rodgers,  
W. H. Abbs,  
R. J. McKinley,  
H. A. McInnis,  
T. J. Peacks,  
James L. McLiddel,  
Charles V. Peterson  
A. P. Oljeen,  
E. F. Wyant,  
A. J. Hagen,  
W. H. Higgins,  
L. Hill,  
Fred Harmon,  
Jens Jensen,  
F. G. Knowels,  
Andrew Jach,  
O. S. Freeland,  
J. A. Gendstrom,

Charles A. Dodge,  
 Aug. J. Johnson,  
 Elmer D. Vincent,  
 Archie D. Campbell,  
 C. H. Austin,  
 E. B. Young,  
 Joseph Affleck,  
 W. A. Thompson,  
 Luther J. Whidden,  
 A. F. Downing,  
 K. G. Greenwell,  
 W. P. Bishop,  
 Sol. W. Bradley,  
 H. Newman,  
 Frank Johnson,  
 W. F. Hayden,  
 E. H. mond,  
 J. Jacobson,  
 Cas Lange,  
 P. Larsen,  
 A. L. McLean,  
 James Nelson,  
 J. A. McReynolds,  
 Wm. H. Merritt,  
 F. H. Soloman,  
 John Hartz,  
 Geo. Thope,  
 S. C. Swank,  
 Henry Maker,  
 Geo. W. Annis,  
 A. C. Brown,  
 L. A. Gunn,  
 F. E. Cooper,  
 Chas. A. Gunn,  
 E. R. Blair,  
 R. A. Haines,  
 A. C. Waite,  
 R. M. Fleming,  
 Gottfried Koppitt,  
 F. W. Hintz,  
 Wm. E. Hadiger,  
 T. B. Punis,  
 Fred Field,  
 A. E. Poulsen,  
 Geo. M. Meyer,  
 Ray B. Gillette,  
 Peter Gardine, jr.,  
 Nels J. Gunsolly,  
 W. H. Hall,  
 B. W. Welsh,

D. Miller,  
 T. J. Monk,  
 E. McEwin,  
 J. D. Irwin,  
 B. McGee,  
 Chas. Otto,  
 P. D. Preston,  
 A. P. Olsen,  
 John Olson,  
 S. C. Peterson,  
 B. C. Robson,  
 J. C. Smith,  
 A. Rankin,  
 B. C. Strand,  
 F. J. Sell,  
 Paul Smith,  
 L. Shire,  
 John Smith,  
 R. F. Tuxworth,  
 A. W. Tripp,  
 Elmer Vincent,  
 J. Sheley,  
 John Peterson,  
 Eric Johnson,  
 John Adams,  
 G. W. Taylor,  
 Adam Johnson,  
 Peter Peterson,  
 J. W. Swanson,  
 T. A. Anderson,  
 Nels Andersen,  
 Anton Arnson,  
 J. H. Ackley,  
 C. H. Austin,  
 Nels Benson,  
 Henry Belding,  
 J. L. Bobee,  
 J. W. Conley,  
 Z. E. Clark,  
 T. J. Derby,  
 W. W. Dodge,  
 G. W. Downing,  
 E. F. Elliott,  
 T. J. Freedlund,  
 Fred Monk,  
 G. W. Fishe,  
 J. D. Gould,  
 A. Hanes,  
 A. Sear,  
 M. A. Alway,

The petition was referred to the committee on Taxation.

No. 77. By Mr. Doran: Petition of Charles Chandler, D. M. Amberg,

T. Foote, Wm. M. Robinson and others protesting against the passage of the six per cent interest bill.

Referred to committee on Judiciary.

No. 78. By Mr. Weiss: Petition of J. B. Draper, James W. Tyne, Joseph R. Drake, J. S. Sherman and other citizens of Wayne county urging the passage of Representative Gleucklich's tax bill.

Referred to committee on Taxation.

No 79. By Mr. Hough: Petition of Mrs. John Sands, Mrs. Fanny Van Zile, Mrs. Asa Porter and other ladies of Northville relative to municipal suffrage.

On motion of Mr. Hough,

The petition was ordered spread on the Journal as follows:

*To the Honorable, the Legislature of Michigan:*

As it is universally admitted that there are many evils in the government of our municipalities which need correcting, and as woman suffrage has been found efficient aid in counteracting such evils, wherever it has been tried (notably in Great Britain, the British provinces and in Kansas and Wyoming), and believing that municipal suffrage in the hands of the women of Michigan would have like results, we petition your honorable body to concede the right to the women of this State, during the present session of the Legislature:

Mrs. John Sands,  
 " Fannie Vangill,  
 " Asa Porter,  
 " E. R. Reed,  
 " F. Adams,  
 " A. Kendrick,  
 " Geo. Wager,  
 " M. Wilkinson,  
 " J. C. Ball,  
 " J. Highland,  
 " A. Root,  
 " Martha Foster,  
 " W. J. Little,  
 " S. W. Reed,  
 " Lydia White,  
 " B. Thompson,  
 " I. H. Beal,  
 " H. Priest,  
 " A. Smith,  
 " L. Brooks,  
 " W. Lanning,  
 " E. Whittiker,  
 " Dr. Burgess,  
 " T. McCutchen,

Mrs. D. White,  
 " E. Highland,  
 " H. Johnson,  
 " E. Rockwell,  
 " R. Dubar,  
 " M. Purdee,  
 " M. Simmonds,  
 " E. Clarkson,  
 Miss M. Wilkinson,  
 Mrs. A. Randolph,  
 " Dr. Banks,  
 " B. Wheeler,  
 " E. Kellogg,  
 " C. E. Riggs,  
 Miss C. Reed,  
 " D. Shaffer,  
 " J. French,  
 " M. Fox,  
 " G. Whipple,  
 " M. Kuehn,  
 " Seth Reed,  
 " E. Reed,  
 " M. Reed.

Referred to the committee on Elections.

No. 80. By Mr. Hopkins: Petition of Greenville Woman's Veteran Relief Union relative to municipal suffrage regardless of sex.

On motion of Mr. Hopkins,

The petition was ordered spread on the Journal as follows:

*To the Honorable Body of State Legislators assembled at Lansing:*

We do respectfully and prayerfully submit the following memorial and petition:

We believe that municipal suffrage irrespective of sex is a necessary condition to the better government of our towns and cities.

We believe that the latent moral element, which it is conceded woman possesses, should be gladly welcomed to rescue if possible our municipal governments from the corrupt condition into which they have fallen.

We believe that equal suffrage is just and that while one-half of the citizens are denied the privilege we can not expect to have a well-balanced government.

Therefore, we do hereby earnestly petition your honorable body to grant to the women of Michigan, equal municipal privileges with their brothers, and that this be done during the present session of the Legislature.

Number voting 10.

JEAN E. HAYDEN, *President.*  
LILLA POPPLEWELL, *Secretary.*

*Woman's Veteran Relief Union, Auxillary to "Union Veteran's Union."*

Referred to the committee on Judiciary.

No. 81. By Mr. Hopkins: Petition of members of Chesaning W. C. T. U. on the same subject.

On motion of Mr. Hopkins,

The petition was ordered spread on the Journal, as follows:

*To the Honorable body of the State Legislature assembled at Lansing:*

We do respectfully and prayerfully submit the following memorial and petition:

We believe that the latent moral element, which it is conceded that woman possesses, should be gladly welcomed, to rescue, if possible, our municipal governments from the corrupt condition into which they have fallen.

We believe that equal suffrage is *just*, and that while one-half the citizens are denied this privilege, we cannot expect to have a well balanced government.

We believe that municipal suffrage, irrespective of sex, is a necessary condition to the better government of our towns and cities.

THEREFORE, We do hereby earnestly petition your Honorable Body to grant the women of Michigan equal suffrage privileges with their brothers, and that this be done during the present session of the Legislature.

Mrs. L. E. W. Adams,  
Mrs. Carrie W. Miller,  
Mrs. Delia Mudge,  
Mrs. Emma Stanard,  
Miss Libbie Murray,  
Julia Palmer,  
Fannie M. Goodale,  
Cora A. Burrows,  
Catherine Rodgers,  
Mary E. Allen,  
Anna Miller,

Martha DeForest,  
Willis Miller,  
Eliza McClellan,  
Caroline C. Warren,  
Mrs. J. R. Warren,  
Mrs. D. W. Finley,  
Mrs. J. B. Ackley,  
Maggie Hayden,  
Kate C. Smith,  
Mrs. May Sutherul.



*Chesaning, Saginaw Co., Mich.*

At a meeting (suffrage) held in Chesaning, about 200 were present, nearly everyone voted for woman's suffrage; only ONE voted against.

MRS. ADAMS.

Referred to the committee on Judiciary.

No. 82. By Mr. Hopkins: Petition of members of Greenville W. C. T. U. on the same subject.

On motion of Mr. Hopkins,

The petition was ordered spread on the Journal, as follows:

*To the Honorable body of State Legislators assembled at Lansing:*

We do respectfully and prayerfully submit the following memorial and petition:

We believe that municipal suffrage, irrespective of sex, is a necessary condition to the better government of our towns and cities.

We believe that the latent moral element, which it is conceded woman possesses, should be gladly welcomed to rescue, if possible, our municipal governments from the corrupt condition into which they have fallen.

We believe that equal suffrage is just, and that while one-half of our citizens are denied the privilege we cannot expect to have a well balanced government.

Therefore, we do hereby petition your honorable body to grant the women of Michigan equal municipal privileges with their brothers, and that this be done during the present session of the Legislature.

Mrs. M. D. Moors, president W. C. T. U.

Mrs. H. L. Bower, corresponding secretary W. C. T. U.

Mrs. E. N. Jones, secretary W. C. T. U.

Mrs. S. V. Cartin.

Mrs. George Clark.

Mr. H. M. Stevenson.

Referred to the committee on Judiciary.

No. 83. By Mr. Hopkins: Memorial from Cheboygan W. C. T. U. on the same subject.

On motion of Mr. Hopkins,

The petition was ordered spread on the Journal as follows:

*To the W. C. T. U. Society of Cheboygan:*

DEAR SISTERS—A bill will be before the Legislature this winter providing for "municipal suffrage" for women in all cities and towns of the State. In the larger cities leagues have been formed of the most intelligent and influential women, which have been found very helpful in different ways in securing better city government. It is conceded that women are expert in planning and carrying into execution improved sanitary conditions, thus raising the general health, preventing epidemics and reducing the death rate. They are equally interested with men in all questions of public interest. They would, in general, take a greater interest in public matters than the large number who are not property owners or heads of families, but often have a controlling influence in city government. It is not an untried experiment. In Kansas, municipal suffrage has proved so satisfactory to all classes of citizens that if a repeal of the law were submitted to men alone it would be defeated by a large majority. The women have aided in the enforcement of prohibitory laws and in the suppression of vice, as well as in creating a better regard for laws in general. Only by

municipal suffrage can women—many of whom are taxpayers—have a voice in determining the manner in which her money shall be expended, or in the many questions which concern them as much as any other class of citizens. This petition will receive the endorsement of societies throughout the State and of individuals. It is important to have as many represented as possible. We trust that this opportunity to aid in conferring upon women greater usefulness may not be lost to you and the communities you can thus benefit, but that it may receive the endorsement of the general officers after the vote is taken.

KATHERINE HYSLOP, *President*,  
MRS. G. D. MUNRO, *Cor. Sec.*,  
MRS. G. HUGHES, *Rec. Sec.*

For 31 members W. C. T. U.

Referred to the committee on Judiciary.

No. 84. By Mr. Garvelink: Resolutions from Van Buren county Farmers' Institute relative to aid for the State Agricultural Society.

On motion of Mr. Garvelink,

The resolution was ordered spread on the Journal as follows:

WHEREAS, Our State Agricultural Society has become financially embarrassed, not through extravagance or unbusiness-like management, and is asking the Legislature to appropriate a sum now equal to about \$11,300 per year, to be raised by a tax amounting to only one cent on an assessment of \$1,000; and

WHEREAS, Since the organization of said society, in 1849, it has had no State aid such as has been generously accorded State fairs in other States; and

WHEREAS, We believe the success of said society will advance the material interests in agriculture and manufactures in our State; therefore, be it

*Resolved*, That as farmers in institute assembled at Lawton, Mich., we heartily endorse the report of the special committee appointed by said society, and ask the passage of the House bill granting aid to said agricultural society;

*Resolved*, That we respectfully ask our Senator and Representative to vote for said bill and to aid in making it a law;

*Resolved*, That a copy of these resolutions be sent to the Legislature under the attestation of the president and secretary of the association.

C. W. YOUNG,  
*President.*

W. H. Goss,  
*Secretary.*

Referred to the committee on Agricultural interests.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Industrial Home for Girls:

The committee on Industrial Home for Girls, to whom was referred Senate bill No. 435 (manuscript), entitled

A bill to amend section 13, of act No. 133, of the session laws of 1879, as amended, being an act to establish an institution under the name and style of the Michigan Reform School for Girls, being section 9839 of Howell's annotated statutes, and to add four new sections to said act to be numbered 18, 19, 20, 21, and 22, for the protection of inmates and subjects of said institution,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with

amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 158 (file No. 57), entitled

A bill to amend section 1 of act No. 254 of the local acts of 1883, entitled "An act to reincorporate the village of Mackinaw City, in the county of Cheboygan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clark  
Crane  
Doran  
Earle  
Eleshiem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

29

#### NAYS.

0

Title agreed to.

On motion of Mr. Turnbull,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 434, entitled

A bill to amend section 1 of act No. 234 of the session laws of 1891, entitled "An act to incorporate the village of Gaston in the county of Wexford," approved March 21, 1891, so as to change the name of said village of Gaston to Harriette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment and recommend that it do pass, and ask to be discharged from further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged

On motion of Mr. Mears,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Crane  
Doran  
Earle  
Flehiem  
Fox  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Mears,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 292, entitled

A bill to authorize the electors of the city of Bay City to vote upon a proposition to bond the city for the purpose of raising money to complete the city hall in said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to authorize the common council of Bay City to borrow money for the completion of the city hall now being constructed,

Recommending that the substitute be concurred in and that the substitute do pass, and asked to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark,  
Doran  
Earle  
Flehiem  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

23

## NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 557, entitled

A bill to amend section 3 of act 344 of local acts of 1875, entitled "An act to reincorporate the village of Newaygo,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark  
Doran  
Earle  
Flehiem  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

27

## NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 98, entitled

A bill making an appropriation to aid in maintaining the fire and police department of the city of Lansing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee on Finance and appropriation.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 78 (file No. 28), entitled

A bill to authorize the city of Detroit to raise money for the purpose of enlarging and improving the public library building in said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Doran  
Earle  
Fleshiem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

29

#### NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 240 entitled

A bill to authorize the incorporation of associations for the improvement of municipal affairs,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 366, entitled

A bill to organize the township of Rudyard, county of Chippewa,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Counties and towns:

The committee on Counties and towns, to whom was referred

Senate bill No. 367, entitled,

A bill to detach a certain territory from the township of Inwood and attach the same to the township of Harrison in Schoolcraft county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 364, entitled

A bill to disorganize the township of Clifton in the county of Keweenaw, and attach the territory of said township to the township of Allouez,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the senators elect voting therefore, by yeas and nays, as follows.

## YEAS

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Doran  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

29

## NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 134, entitled

A bill to repeal act No. 262 of the session laws of 1887, being "An act to provide for reporting all mortgages by the several registers of deeds of this State, to the supervisors and assessing officers of their respective counties, and to the registers of deeds of other counties, wherein the mortgagee resides for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that it be referred to the committee on Taxation, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report adopted and committee discharged.

On motion of Mr. McGinley,

The bill was referred to the committee on Taxation.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 135, entitled

A bill to prescribe the manner of recording deeds, mortgages and powers of attorneys and other instruments in the office of the register of deeds in the several counties of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 38 (file No. 24), entitled

A bill to amend section 1 of act No. 156, of session laws of 1891, entitled "An act to regulate interest of money on account, interest on money, judgments, verdicts, etc.," approved June 24, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 273, entitled

A bill to provide for the commencement and maintenance of suits or proceedings at law or in equity against the State of Michigan in cases where real estate has been heretofore or may hereafter bid in to this State for delinquent taxes under any general tax law thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate joint resolution No. 11, entitled

Joint resolution proposing to amend section 1, article 6 of the constitution of this State, relative to the judiciary department,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary,

The committee on Judiciary, to whom was referred

Senate bill No. 181 (file No. 77), entitled

A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873,

the same when so executed and filed, to relate back to the date of said original plat and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Reform School:

The committee on Reform School, to whom was referred  
Senate bill No. 156, entitled

A bill making appropriations for the Reform School for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommended that it do pass, and ask to be discharged from the further consideration of the subject.

C. L. BRUNDAGE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriation.

By the committee on Reform School:

The committee on Reform School, to whom was referred  
Senate bill No. 451, entitled

A bill to provide for a board of trustees for the management and control of the Michigan Reform School and to repeal all acts in conflict with with this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. L. BRUNDAGE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Reform School:

*Lansing, Mich., March 2, 1893.*

*To the President of the Senate:*

Your committee on the Reform School would respectfully report that they have carefully examined that institution in all its details, and find the same in a very commendable condition so far as the management, discipline and thoroughness in the treatment of the four or five hundred boys, who now find a temporary home there, is concerned. We believe this school to be a large factor in the State's policy to reclaim wayward boys and finally restore a large percentage of them to society as honest, industrious and useful citizens.

In view of the fact that much deception is practiced in regard to the age at which boys may be admitted—many boys who are sixteen or seventeen years of age claiming that they are less than fifteen years to avoid being sent to some penal institution, thereby imposing upon the school a class of boys beyond the proper age of admission, and who have formed habits

of immorality and self abuse and who teach these practices to the younger boys, thereby exerting a lasting and pernicious influence upon the health and morality of the younger boys—we would advise that as early as practicable the limit of age of admission be reduced from fifteen to fourteen years.

We find the hospital too small and much in need of a bath room, a morgue, an operating room, and an attendant's room; and would recommend that the sum of twenty-five hundred dollars asked for that purpose be appropriated; also that the sum of fifty-six thousand dollars (\$56,000) per annum for the years 1893 and 1894, being the same amount as for the past several years, be appropriated for current expenses.

Your attention is called to the fact that about twenty-five acres of the best land on the farm is now almost worthless for want of proper drainage. It would seem to your committee that the State should take this matter in charge, and at its earliest convenience, furnish such aid as may be necessary, with the help of the boys in the school, to reclaim the land, thereby adding to the value and productiveness of the farm many times the actual expenditure.

Respectfully submitted,

L. C. BRUNDAGE, *Chairman*.

Report accepted.

By the committee on Institution for the Deaf and Dumb:

The committee on Institution for the Deaf and Dumb, to whom was referred

Senate bill No. 262, entitled

A bill to provide for the control and management of the State Industrial Home for Girls, at Adrian, and to repeal all acts and parts of acts in conflict with the provisions of this act,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the bill be referred to the committee on Industrial Home for Girls and ask to be discharged from the further consideration of the subject.

JESSE D. CRANE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Crane,

The bill was referred to the committee on Industrial Home for Girls.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred the subject of mileage, beg leave to make a supplementary report, and that mileage be allowed A. E. Ross (assistant janitor) for eighty miles.

EDWIN G. FOX, *Chairman*.

Report accepted and adopted.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred

Senate bill No. 118, file No. 46, entitled

A bill making appropriations for the State Industrial Home for Girls for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommended that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Railroads:

The committee on Railroads, to whom was referred

Senate bill No. 9 (file No. 26), entitled

A bill to amend an act entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," being act No. 10, session laws of 1889, so as to read: An act to authorize railroad companies to lease, sell or convey their property and franchises, and to lease and purchase the property and franchises of other railroad companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 1 of act No. 10, public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH FLESHIEM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleshiem,

The Senate concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the following account:

|   |         |
|---|---------|
| Taylor, Woolfenden & Co., for towels.....       | \$17 25 |
| Americanus Water Co., 240 gallons.....          | 24 00   |
| Mary Wilcox, washing for month of February..... | 13 00   |

|            |         |
|------------|---------|
| Total..... | \$54 25 |
|------------|---------|

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the accounts be allowed, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted.

On motion of Mr. French,

The report was adopted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled in duplicate and signed,

Resolutions relative to the appointment of Benton Hanchett, of Saginaw, as circuit judge of the United States, and that one copy has been sent to the President of the United States and one to the Hon. Benton Hanchett.

CHARLES S. PIERCE, *Chairman.*

Report accepted.



By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 145, entitled

A bill to reincorporate the village of Constantine in the county of St. Joseph and State of Michigan, and to repeal act No. 191 of the public acts of the State of Michigan for the year 1861, entitled "An act to incorporate the village of Constantine," approved March 15, 1861, and the acts amendatory thereof.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 184, entitled

A bill to detach certain territory from the township of Rogers in the county of Presque Isle in this State and to organize the township of Berringer in said county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 164, entitled

A bill to reincorporate the city of Holland,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 813, entitled

A bill to incorporate the city of Gladwin in the county of Gladwin,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

30

#### NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 534, entitled

A bill to divide the township of Forsythe, in the county of Marquette, into two voting precincts,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

## NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 297, entitled

A bill granting to the city of Benton Harbor, in the county of Berrien, the right to lay, maintain and keep in repair a sewer in that part of a certain territorial and State road which lies between said city and the St. Joseph river,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 461, entitled

A bill to amend section 3 of title 6 of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof,

House bill No. 813, entitled

A bill to incorporate the city of Gladwin in the county of Gladwin,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

30

#### NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 534, entitled

A bill to divide the township of Forsythe, in the county of Marquette, into two voting precincts,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |
|-------------|------------|------------|
| Mr. Barnard | Mr. French | Mr. Morrow |
| Brundage    | Garvelink  | Pascoe     |
| Burt        | Gilbert    | Pierce     |
| Clapp       | Hopkins    | Sabin      |
| Clark       | Hough      | Sawyer     |
| Crane       | Jewell     | Steel      |
| Doran       | McGinley   | Turnbull   |
| Earle       | McLaughlin | Weiss      |
| Fleishem    | Mears      |            |
| Fox         | Mellen     |            |
|             |            | 28         |

## NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 297, entitled

A bill granting to the city of Benton Harbor, in the county of Berrien, the right to lay, maintain and keep in repair a sewer in that part of a certain territorial and State road which lies between said city and the St. Joseph river,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 461, entitled

A bill to amend section 3 of title 6 of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 1, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 9, entitled

A joint resolution proposing an amendment to section 9, article 14, of the constitution of this State relative to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand River,

And to inform the Senate that the House has amended the same, as follows:

By striking out all after the word "elections" in line 8 of paragraph 2 of section 9 and inserting in lieu thereof the following: "And it shall be the duty of the several boards of election commissioners in the several counties in this State, in preparing the ballots to be used at such election, to have printed thereon the words 'Amendment to the constitution relative to authorizing the city of Grand Rapids to issue its bonds for the improvement of the navigation of Grand River,' and below the same upon the ballot shall be placed in separate lines the words 'Yes' and 'No,' and each elector shall designate his vote by a cross mark placed opposite the word 'Yes' or the word 'No.' The manner of voting shall conform to the provisions of act No. 190, of the public acts of 1891, entitled 'An act to prescribe the manner of conducting, and to prevent fraud and deception at elections in this State.' The ballots shall in all respects be canvassed and returns made as in general elections of State officers,"

In the passage of which, as thus amended, the House has concurred by a two-thirds vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments to the bill made by the House, the Senate concurred, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Crane

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. Morrow  
Mugford  
Pascoe  
Sabin  
Sawyer  
Steel



Mr. Doran  
Earle  
Fleishem  
Fox

Mr. McGinley  
McLaughlin  
Mears

Mr. Mellen  
Turnbull  
Weiss

28

NAYS.

0

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 664, entitled

A bill to amend section 1 of act No. 320 of local acts of 1891, entitled "An act to incorporate the village of Atlanta in the county of Montmorency," approved May 9, 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 330, entitled

A bill to amend act No. 249 of the session laws of 1883, entitled "An act to incorporate the village of Cass City in Tuscola county," by adding thereto twelve new sections to stand as sections 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 259, entitled

A bill to amend sections 13 and 17 of act No. 35 of the session laws of 1867, entitled "An act to provide for the formation of street railway companies as amended by acts Nos. 131 and 222 of the session laws of 1889,"

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 2, 1893.* }

*To the President of the Senate:*

SIR— I am instructed by the House to transmit the following bill:

House bill No. 266 (file No. 81), entitled

A bill to revise and amend the charter of the city of Gladstone, being act No. 298 of the session laws of 1889, entitled "An act to incorporate the city of Gladstone in the county of Delta in the State of Michigan,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

#### MOTIONS AND RESOLUTIONS.

Mr. McLaughlin moved to take from the table

Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871," the same being section 4945 of Howell's annotated statutes,

Which motion prevailed.

The bill having been read a third time and the question being upon its passage, pending the taking of the vote thereon,

Mr. McLaughlin moved that there be a call of the Senate,

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the secretary.

No Senators were reported absent without leave.

The question then being upon its passage, pending the taking of the vote thereon,

Mr. Steel moved to amend the bill by striking out in line 4, section 1 the word "one-fifth" and inserting in lieu thereof the word "one-sixth,"

Which amendment was seconded by a majority of the Senate voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Gilbert | Mr. Pascoe |    |
| Champion    | Hopkins     | Sabin      |    |
| Clark       | Hough       | Sawyer     |    |
| Doran       | McGinley    | Steel      |    |
| Flehiem     | McLaughlin  | Turnbull   |    |
| French      | Morrow      | Weiss      | 18 |

## NAYS.

|              |           |           |    |
|--------------|-----------|-----------|----|
| Mr. Brundage | Mr. Fox   | Mr. Mears |    |
| Burt         | Garvelink | Mellen    |    |
| Clapp        | Jewell    | Pierce    |    |
| Crane        |           |           | 10 |

The question then being on the amendment offered by Mr. Steel, Mr. Mears moved to amend the amendment by striking out the word "one-sixth" and inserting in lieu thereof, the word "one-tenth."

Pending which Mr. Hough moved the previous question, Which motion was seconded.

The question then being, "Shall the main question now be put?"

The same was ordered.

The question then being upon the amendment to the amendment offered by Mr. Mears,

The amendment was not concurred in, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|              |           |            |    |
|--------------|-----------|------------|----|
| Mr. Brundage | Mr. Crane | Mr. Jewell |    |
| Burt         | Earle     | Mears      |    |
| Champion     | Fox       | Mellen     |    |
| Clapp        | Garvelink |            | 11 |

## NAYS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Pascoe |    |
| Clark       | Hough       | Sabin      |    |
| Doran       | McGinley    | Sawyer     |    |
| Flehiem     | McLaughlin  | Steel      |    |
| French      | Morrow      | Turnbull   |    |
| Gilbert     | Mugford     | Weiss      | 18 |

The question then being on the amendment offered by Mr. Steel, The same was concurred in and the bill was thus amended, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Pascoe |    |
| Clark       | Hough       | Sabin      |    |
| Doran       | McGinley    | Sawyer     |    |
| Flehiem     | McLaughlin  | Steel      |    |
| French      | Morrow      | Turnbull   |    |
| Gilbert     | Mugford     | Weiss      | 18 |

## NAYS.

Mr. Brundage  
Burt  
Clapp  
Crane

Mr. Earle  
Fox  
Garvelink  
Jewell

Mr. Mears  
Mellen  
Pierce

11

The question then being on the passage of the bill,  
The bill was passed, a majority of all the Senators elect voting therefor,  
by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Clark  
Doran  
Fleishem  
French  
Gilbert

Mr. Hopkins  
Hough  
McGinley  
McLaughlin  
Morrow  
Mugford

Mr. Pascoe  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

18

## NAYS.

Mr. Brundage  
Burt  
Clapp  
Crane

Mr. Earle  
Fox  
Garvelink  
Jewell

Mr. Mears  
Mellen  
Pierce

11

On motion of Mr. Barnard,  
All further proceedings under the call were dispensed with.

## THIRD READING OF BILLS.

Senate bill No. 137 (file No. 64), entitled

A bill to provide for the government, management and control of the State Public School at Coldwater, and to repeal all acts or parts of acts inconsistent with this act,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Morrow, by unanimous consent, moved to amend the bill as follows:

By inserting in line 4 of section 1, after the word "offices," the words: "until their successors are elected and qualified, which successors shall be elected at the general election in the spring of 1895, at which time three members shall be elected who shall hold their offices,"

On which Mr. Morrow demanded the yeas and nays.

Mr. Sabin moved that there be a call of the Senate,  
Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary and the following Senators reported absent without leave: Messrs. Hough and McLaughlin.

On motion of Mr. Barnard,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Messrs. Hough and McLaughlin at the bar of the Senate.

On motion of Mr. Sabin,

Messrs. Hough and McLaughlin were admitted within the bar of the Senate, rendered excuses, and took their seats.

The question then being on the amendment offered by Mr. Morrow,

The same was not concurred in, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|          |             |            |    |
|----------|-------------|------------|----|
| Mr. Burt | Mr. Gilbert | Mr. Morrow |    |
| Champion | Hopkins     | Mugford    |    |
| Clark    | Hough       | Steel      |    |
| Doran    | Mellen      | Turnbull   | 12 |

## NAYS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Pascoe    |    |
| Clapp       | Garvelink  | Pierce    |    |
| Crane       | Jewell     | Sabin     |    |
| Earle       | McGinley   | Sawyer    |    |
| Flehiem     | McLaughlin | Weiss     | 18 |

Mr. Morrow then moved that the bill be laid upon the table.

On which Mr. Morrow demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Mellen |   |
| Champion | Gilbert   | Morrow     |   |
| Clark    | Hough     | Mugford    | 9 |

## NAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Clapp       | Jewell     | Sabin      |    |
| Crane       | McGinley   | Sawyer     |    |
| Earle       | McLaughlin | Steel      |    |
| Flehiem     | Mears      | Weiss      |    |
| Fox         |            |            | 19 |

Mr. Morrow moved to strike out the enacting clause of the bill,

Which amendment was not seconded by a majority of the Senate.

Mr. Morrow then moved that the further consideration of the bill be indefinitely postponed, and demanded the yeas and nays thereon.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|              |             |            |   |
|--------------|-------------|------------|---|
| Mr. Champion | Mr. Gilbert | Mr. Morrow |   |
| Clark        | Hough       | Mugford    |   |
| Doran        | Mellen      | Turnbull   | 9 |

## NAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Clapp       | Hopkins    | Sabin      |    |
| Crane       | Jewell     | Sawyer     |    |
| Earle       | McGinley   | Steel      |    |
| Flehiem     | McLaughlin | Weiss      |    |
| Fox         | Mears      |            | 20 |

Mr. Fleshier then moved the previous question,  
Which motion was seconded.

The question then being "Shall the main question now be put?"  
the same was ordered.

The question then being on the passage of the bill,

The bill was passed, a majority of all the Senators present voting there-  
for, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Clapp       | Hopkins    | Sabin      |    |
| Crane       | Jewell     | Sawyer     |    |
| Earle       | McGinley   | Steel      |    |
| Fleshier    | McLaughlin | Weiss      |    |
| Fox         | Mears      |            | 20 |

## NAYS.

|          |             |            |    |
|----------|-------------|------------|----|
| Mr. Burt | Mr. Gilbert | Mr. Morrow |    |
| Champion | Hough       | Mugford    |    |
| Clark    | Mellen      | Turnbull   |    |
| Doran    |             |            | 10 |

Title agreed to.

## GENERAL ORDER.

On motion of Mr. Pierce,

The Senate went into committee of the whole on the general order,  
Whereupon,

The President called Mr. McGinley to the chair.

After some time spent therein, the committee rose and, through their  
chairman, made the following report:

The committee of the whole have had under consideration the following:  
House bill No. 26, entitled

A bill to appropriate money for the purpose of making an exhibit of  
the resources of the State of Michigan, at the World's Columbian Exposi-  
tion at Chicago, in the year 1893, and providing for the appointment of  
two additional members of the board of managers,

Have made progress therein, but not having completed the considera-  
tion thereof, ask leave to sit again.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted.

On motion of Mr. McGinley,

The committee was granted leave to sit again.

On motion of Mr. Barnard,

The Senate went into

## EXECUTIVE SESSION,

The time being 5:50 o'clock p. m.

The executive session closed, the time being 6 o'clock p. m.

Mr. McLaughlin, by unanimous consent, moved that a respectful mes-  
sage be sent to the House requesting a return to the Senate of Senate bill  
No. 357, entitled

A bill to amend sections 3, 11, 27 and 78, of an act entitled "An act to  
revise an act to incorporate the city of Bay City," approved March 30,



1881, as amended and revised by the several acts amendatory and revisionary thereof,

Which motion Mr. Pierce moved to lay upon the table,

On which Mr. Morrow demanded the yeas and nays.

The motion to lay upon the table then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

|             |           |            |    |
|-------------|-----------|------------|----|
| Mr. Barnard | Mr. Fox   | Mr. Pascoe |    |
| Brundage    | Garvelink | Pierce     |    |
| Crane       | Jewell    | Sawyer     |    |
| Earle       | McGinley  | Weiss      |    |
| Flehiem     | Mears     |            | 14 |

## NAYS.

|          |             |            |     |
|----------|-------------|------------|-----|
| Mr. Burt | Mr. Gilbert | Mr. Morrow |     |
| Champion | Hough       | Mugford    |     |
| Clark    | McLaughlin  | Steel      |     |
| Doran    | Mellen      | Turnbull   | 12. |

Mr. Earle moved to take from the table

Senate bill No. 394, entitled

A bill to incorporate the city of Belding, in the county of Ionia and State of Michigan,

Which motion prevailed.

On motion of Mr. Earle,

The bill was ordered printed and referred to the committee on Cities and villages.

At his own request, Mr. Hough was excused from service on the special committee appointed to visit the Detroit House of Correction.

The president then appointed Mr. Morrow on such committee in place of Mr. Hough.

Mr. Doran moved that the Senate adjourn until tomorrow morning at 10 o'clock,

Pending which Mr. Mears moved to amend by making the hour 2 o'clock tomorrow afternoon.

The amendment was not concurred in.

The original motion then prevailed and the president announced the Senate would stand adjourned until 10 o'clock tomorrow morning.

*Lansing, Friday, March 3, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Mr. Clapp moved that the committee on reformatory at Ionia be excused from all sessions of the Senate for the remainder of the week after this morning's session,

Which motion prevailed.

## PRESENTATION OF PETITIONS.

No. 85. By Mr. Sabin: Petition of David Steakley, of Bronson, Mich., asking for favorable action on the bill re-establishing the State weather service.

Referred to the committee on State affairs.

## REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 391, entitled

A bill to reincorporate the village of Leonard, Oakland county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Mellen,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Doran  
Earle  
Fleishem  
Fox  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

## NAYS.

0

The question being on agreeing to the title,

Mr. Mellen moved to amend the title as follows: By adding after the word "Michigan" the words "and to add territory thereto,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Mellen,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred House bill No. 280, entitled

A bill to reincorporate the village of Algonac in the county of St. Clair, to add certain territory thereto, and to repeal all acts and parts of acts contravening the provisions thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. French,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Morrow |    |
| Brundage    | French     | Mugford    |    |
| Champion    | Garvelink  | Pascoe     |    |
| Clapp       | Hopkins    | Pierce     |    |
| Clark       | Hough      | Sabin      |    |
| Crane       | Jewell     | Steel      |    |
| Doran       | McGinley   | Turnbull   |    |
| Earle       | McLaughlin | Weiss      |    |
| Flehiem     | Mellen     |            | 26 |

NAYS.

0 .

Title agreed to.

On motion of Mr. French,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 399 (file No. 92), entitled

A bill to amend title 17, of act No. 304, of the local acts of 1889, entitled "An act to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city, and to repeal an act entitled 'An act to incorporate the village of Lakeside, in the county of Muskegon,' " approved March 21, 1883, approved March 5, 1887, by adding a section thereto to stand as section 7,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On report of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |             |           |
|-------------|-------------|-----------|
| Mr. Barnard | Mr. Flehiem | Mr. Mears |
| Brundage    | Fox         | Mellen    |
| Burt        | French      | Mugford   |

Mr. Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

27

NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 330, entitled

A bill to amend act No. 249, of the session laws of 1883, entitled "An act to incorporate the village of Cass City, in Tuscola county," by adding thereto twelve new sections to stand as sections 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Crane  
Doran  
Earle  
Fleishem  
Fox  
French

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Melien

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Earle moved that leave of absence be granted to the special committee appointed to visit the Detroit House of Correction, for the remainder of this week, after this morning's session,

Which motion prevailed.

GENERAL ORDER.

On motion of Mr. Pierce,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. McGinley to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:  
House bill No. 26, entitled

A bill to appropriate money for the purpose of making an exhibit of the resources of the State of Michigan at the World's Columbian Exposition at Chicago in the year 1893, and providing for the appointment of two additional members of the board of Managers.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein and recommend its passage.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time and, pending the taking the vote on the passage thereof,

Mr. Doran moved that there be a call of the Senate.

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and none of the Senators were reported absent without leave.

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Doran  
Earle  
Fleishem  
French  
Gilbert

Mr. Hough  
Jewell  
McGinley  
McLaughlin  
Mugford

Mr. Pascoe  
Pierce  
Steel  
Turnbull  
Weiss

16

#### NAYS.

Mr. Brundage  
Burt  
Champion  
Clapp

Mr. Clark  
Crane  
Fox  
Garvelink

Mr. Hopkins  
Mears  
Mellen  
Sabin

12

Mr. Doran moved to reconsider the vote by which the Senate refused to pass the bill,

Which motion prevailed.

On motion of Mr. Doran,

The bill was laid on the table.

On motion of Mr. Gilbert,

All further proceedings under the call were dispensed with,

On motion of Mr. Fox,

The Senate took a recess until 2 o'clock this afternoon.

## AFTER RECESS.

2 o'clock p. m.

The Senate met and was called to order by the President.  
Quorum present.

## MOTIONS AND RESOLUTIONS.

Mr. McLaughlin, by unanimous consent, offered the following resolution:  
*Resolved*, That the Judiciary committee be requested to investigate and report to the Senate whether there is not a more convenient and less expensive method of changing names of individuals than by action of the Legislature,  
Which resolution was adopted.

## MESSAGES FROM THE GOVERNOR.

*Lansing, March 2, 1893.**To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 145 (manuscript), being

An act to reincorporate the village of Constantine in the county of St. Joseph and State of Michigan, and to repeal act No. 191 of the public acts of the State of Michigan for the year 1861; entitled "An act to incorporate the village of Constantine," approved March 15, 1861, and the acts amendatory thereto.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate that Representative Davock has been appointed as a committee on the part of the House to act with a like committee on the part of the Senate to invite the Hon. Henry Russel to deliver his lecture on Japan before the Legislature.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 2, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:



House bill No. 435, entitled

A bill to extend the corporate limits and annex certain portions of territory to the village of Manton, in Wexford county, Michigan,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked. Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

By unanimous consent the Senate took up the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 435, entitled

A bill to extend the corporate limits and annex certain portions of territory to the village of Manton, in Wexford county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mears,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brundage  
Champion  
Crane  
Doran  
Flehiem  
French  
Garvelink

Mr. Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

20

#### NAYS.

0

Title agreed to.

On motion of Mr. Mears,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 2, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 236 (file No. 97), entitled

A bill to incorporate the village of Tustin, Osceola county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 288 (file No. 93), entitled

A bill to incorporate the village of Standish, in the county of Arenac,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brundage  
Burt  
Champion  
Crane  
Fleishem  
Fox  
French

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

21

NAYS.

0

Title agreed to.

On motion of Mr. Turnbull,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 304 (file No. 99), entitled

A bill to incorporate the village of Gobleville,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 223 (file No. 100), entitled

A bill to incorporate the village of Thompsonville in the county of Benzie,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 122 (file No. 58), entitled

A bill to authorize the board of trustees of Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR.—I am instructed by the House to transmit the following bill:

House bill No. 300, entitled

A bill to authorize the board of trustees or common council of the village of Houghton in this State, to assess, levy and collect on the taxable property of such village in addition to the other taxes now authorized by law, a tax for a contingent fund for said village,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time be its title and, pending its reference to a committee,

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brundage  
Burt  
Champion  
Crane  
Doran  
Fleshier  
Fox  
French

Mr. Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

22

NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 2, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 357, entitled

A bill to amend sections 3, 11, 27, 28, 30, 78 and 168 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 456, entitled

A bill to amend section 1 of an act entitled "An act to incorporate the village of Highland Park in the county of Wayne," being act No. 371 of the local acts of 1889, approved April 16, 1889,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 364, entitled

A bill to disorganize the township of Clifton in the county of Keweenaw and attach the territory of said township to the township of Allouez,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 455, entitled

A bill to authorize the village of Highland Park, in the county of Wayne, State of Michigan, to issue bonds for the purpose of construction of public sewers in said village,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Sabin, by unanimous consent, moved that the committee of the whole be discharged from the further consideration of

House bill No. 437, entitled

A bill to incorporate the village of Addison,

Which motion prevailed.

On motion of Mr. Sabin,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Sabin moved to amend the bill by striking out of lines 30, 31, 32 and 33 of section 2 the words "for the term for which they were elected by their said district and the said James G. Hatfield shall hold his said office for the term of two years from the first Monday in July, 1893," and inserting in lieu thereof the words "till their successors are elected and qualified."

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brundage  
Champion  
Doran  
Flehiem  
Fox  
French  
Garvelink

Mr. Hopkins  
Hough  
Jewell  
McLaughlin  
Mellen  
Mugford

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

19

#### NAYS.

0

The question being on agreeing to the title,

On motion of Mr. Sabin,

The bill was laid on the table.

By unanimous consent, the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 387, entitled

A bill to detach certain territory from the township of St. Joseph, in county of Berrien, and attach the said territory to the township of Benton in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|              |            |            |    |
|--------------|------------|------------|----|
| Mr. Brundage | Mr. French | Mr. Morrow |    |
| Burt         | Garvelink  | Mugford    |    |
| Champion     | Hopkins    | Pascoe     |    |
| Crane        | Hough      | Pierce     |    |
| Doran        | Jewell     | Sabin      |    |
| Earle        | McLaughlin | Turnbull   |    |
| Fleishem     | Mears      | Weiss      |    |
| Fox          | Mellen     |            | 23 |

## NAYS.

0

Title agreed to.

On motion of Mr. Jewell,

By a two-thirds vote of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and towns:

The committee on Counties and towns, to whom was referred

House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in the county of Berrien, and to attach the said territory to the township of St. Joseph, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|              |            |            |    |
|--------------|------------|------------|----|
| Mr. Brundage | Mr. French | Mr. Mellen |    |
| Burt         | Garvelink  | Morrow     |    |
| Champion     | Hopkins    | Pascoe     |    |
| Crane        | Hough      | Pierce     |    |
| Doran        | Jewell     | Sabin      |    |
| Earle        | McLaughlin | Turnbull   |    |
| Fleishem     | Mears      | Weiss      |    |
| Fox          |            |            | 22 |

## NAYS.

0

Titled agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Fox moved to take from the table,

Senate bill No. 413, entitled

A bill to incorporate the village of Kingston, in the county of Tuscola,  
Which motion prevailed.

On motion of Mr. Fox,

The bill was then referred to the committee on Cities and villages.

Mr. Pierce offered the following resolution:

*Resolved by the Senate* (the House concurring), That when the Legislature adjourns on Thursday, March 9, it stands adjourned until Monday, March 13, at 9 o'clock, p. m., for the purpose of visiting the Michigan University and the State Normal School on Friday, March 10;

The question being on the adoption of the resolution,

Mr. Fox demanded the yeas and nays.

The resolution was then adopted, a majority of all the Senators present voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Champion  
Doran  
Fleishem  
French  
Hopkins

Mr. Hough  
McLaughlin  
Mellen  
Mugford  
Pascoe

Mr. Pierce  
Sabin  
Steel  
Turnbull  
Weiss

15

#### NAYS.

Mr. Brundage  
Burt

Mr. Fox  
Garvelink

Mr. Jewell

5

By unanimous consent, the Senate took up the order of

#### REPORTS OF SPECIAL COMMITTEES.

By the special joint committee:

The special joint committee to whom was referred the matter of inviting Hon. Henry Russel to deliver a lecture on Japan, beg leave to report that they have arranged with Mr. Russel to deliver said lecture in Representative Hall, Tuesday, March 7, at 8 o'clock, p. m.

J. R. McLAUGHLIN,

H. P. DAVOCK,

*Committee.*

Report adopted and committee discharged.

#### GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Mugford to the chair.

After some time spent therein the committee rose and, the President *pro tem.* having taken the chair, the committee of the whole, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

#### I.

Senate bill No. 121 (file No. 72), entitled

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, in the State of Michigan, and to organize the township of Dafter, in said county.

Senate bill No. 118 (file No. 46), entitled

A bill making appropriations for the State Industrial Home for Girls for the years 1893 and 1894.

Senate bill No. 181 (file No. 77), entitled

A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873, the same, when so executed and filed to relate back to the date of said original plat, and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed.

Senate bill No. 172 (file No. 102), entitled

A bill to amend sections 11 and 15 of an act entitled an act to revise the laws providing for the incorporation of co-operative and mutual benefit associations and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this State. The same being act No. 187 of the public acts of 1887.

Senate bill No. 264 (file No. 103), entitled

A bill to provide for the sale by the board of trustees of the Michigan Asylum for the Insane of land held by the State for the use and benefit of the Michigan Asylum for the Insane at Kalamazoo, and to expend the proceeds of such sale for the purchase of other lands by the said board of trustees of the said asylum,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 185 (file No. 90), entitled

A bill to provide for and authorize the construction and maintenance of a dam across the Chippewa river at the village of Isabella City in the township of Union in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, and for the purpose of furnishing water power to propel mills, machinery, electric works, and to generate electricity, and for other purposes.

Senate bill No. 171 (file No. 101), entitled

A bill making appropriations for the current expenses of the State Normal School, for the years 1893 and 1894,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 240, entitled

A bill to authorize the incorporation of associations for the improvement of municipal affairs,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend that the bill be printed and that it do pass.

ENOCH T. MUGFORD, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Mugford,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Mugford,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was ordered printed and placed on the order of third reading of bills.

By unanimous consent the Senate took up the order of

#### PRESENTATION OF PETITIONS.

No. 86. By Mr. Garvelink: Petition of certain superintendents of the the poor relative to a home for feeble-minded and epileptic.

On motion of Mr. Garvelink,

The petition was ordered spread on the Journal as follows:

*To the Legislature of Michigan:*

The undersigned superintendents of the poor, for the respective counties named, having had large experience with the feeble-minded and epileptic classes, and being convinced from such experience of the urgent need of State care and supervision of these most unfortunate and suffering creatures, most respectfully request and petition your honorable body to favorably consider and enact into law the bill now before you, to provide a home for the feeble-minded and epileptic.

J. G. Rogers, superintendent of poor, Lake county.

Geo. R. Howe, superintendent of poor, Genesee county.

C. A. Merrell, county agent, Kalamazoo county.

James Gillespie, superintendent Wayne county poorhouse.

Wm. Chamberlain, supervisor, Berrien county.

M. J. Bolen, superintendent of poor, Cheboygan county.

Wm. W. Stine, C. H. Merritt, supts. of poor, Eaton county.

Joel Laberteaux, A. O. Hyde, supts. of poor, Calhoun county.

Chas. A. Kidder, superintendent of poor, Osceola county.

Charles Holman, superintendent of poor, Shiawassee county.

J. S. Stockwell, superintendent of poor, Oakland county.

J. H. DeHart, superintendent of poor Shiawassee county.

Henry Mitchell, superintendent of poor, Kent county.

J. R. Shoemaker, Oscar Fenn, supts. of poor, Montcalm county.

A. W. Messenger, superintendent of poor, Livingston county.

O. H. Dwyer, secretary Wayne county superintendents of poor.

Siegmund Simon, superintendent of poor, Wayne county.

E. O. Bennett, medical supt. Wayne county asylum.

L. J. Hitchcock, superintendent of poor, Genesee county.

James McGinness, keeper of Genesee county poor farm.

L. C. Blood, director of poor, Lansing.

C. L. Casterlin, superintendent of poor, Ingham county.

John Sullivan, superintendent of poor, Iosco county.

H. A. Whitney, superintendent of poor, Calhoun county.

C. E. Webster, superintendent of poor, Gratiot county.

M. O. Boyle, F. D. Woodward, Lanson Wing, Isabella county board.

G. W. Leonard, superintendent of poor, Oakland county.

Referred to the committee on State affairs.

No. 87. By Mr. Pascoe: Resolution passed by the school board of the city of Ishpeming relative to the necessity of a normal school in the upper peninsula.

On motion of Mr. Pascoe,

The resolution was ordered spread on the Journal as follows:

*Resolved*, That we are thoroughly convinced of the necessity of a normal school at some point of the upper peninsula of Michigan;

We therefore most respectfully and earnestly ask the Legislature of this State, now in session at Lansing, to pass the bill now before that body, making such provision.

And we also most respectfully ask the representatives from this district, Hon. Peter Pascoe and Hon. John Jones, to use all legitimate means to secure that result.

P. W. WRIGHT, *Secretary*.

Referred to the committee on Normal School.

No. 88. By Mr. Mears: Petition of John Bradford, John R. Barr, G. C. Hopkins, George Spencer and other citizens of Benzonia, praying against the passage of the bill to incorporate the village of Benzonia.

Referred to the committee on Cities and villages.

On motion of Mr. Burt,

Leave of absence was granted to himself until Tuesday's session.

On motion of Mr. Doran,

Leave of absence was granted to himself until Tuesday's session.

On motion of Mr. Fleshiem,

Mr. Sawyer was granted indefinite leave of absence on account of sickness in his family.

On motion of Mr. Brundage,

Leave of absence was granted to himself until next Friday's session.

On motion of Mr. Fox,

Leave of absence was granted to himself until Tuesday's session.

Mr. Weiss, by unanimous consent, offered the following resolution:

*Resolved*, That when the Senate adjourns today it adjourns to meet Monday evening at 9 o'clock,

Which resolution was adopted.

On motion of Mr. Doran,

The Senate adjourned and the President *pro tem.* announced the Senate would stand adjourned until Monday next at 9 o'clock p. m.

*Lansing, Monday, March 6, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Barnard, Gilbert and Hough.

On motion of Mr. McGinley,

Indefinite leave of absence was granted to Mr. Gilbert on account of sickness in his family.

On motion of Mr. McGinley,

Leave of absence was granted to Mr. Hough from today's session.

On motion of Mr. Gibson,

Leave of absence was granted to Mr. Barnard from today's session.

PRESENTATION OF PETITIONS.

No. 89. By Mr. Sabin: Petition of C. Koist, pastor of St. Charles Catholic church of Coldwater, Mich., and forty others, requesting that no change be made in existing laws, whereby churches, educational and charitable institutions are exempt from taxation.

On motion of Mr. Sabin,

The petition was ordered spread on the Journal, as follows:

*Detroit, March 2, 1893.*

*To the Honorable Members of the Senate and House of Representatives of the State of Michigan:*

We, the undersigned citizens of this commonwealth, proud of the fair name of our State, petition your honorable body to make no change in existing laws, whereby churches, educational and charitable institutions are exempt from taxation; because the taxation of such property is contrary to the practice of all civilized countries, out of harmony with the generous spirit of our free institutions, and opposed to enlightened public policy.

Such legislation would tax the grandest moral power on earth; for the churches, educational and charitable institutions correct more abuses, reform more criminals; raise the standard of morality, honesty, and integrity, higher; accomplish more for the good of society, than all the prisons, asylums, police systems and courts of law, which you so willingly support at the expense of the State. These institutions, by enlightening the intelligence, molding the heart, inculcating sound principles, proposing powerful motives for right conduct, and encouraging private beneficence save the State millions of dollars.

The proposed legislation would tax religion and the worship of God; tax the spirit of charity and the diffusion of knowledge; tax human misery, weakness and misfortune; tax the devotedness and self-sacrifice of those who wish to help their fellow-men. It would put religion on the same plane as commerce; put a premium on infidelity and unbelief; put those who vote for the measure on record as the enemies of religion, charity and enlightenment.

For these and many other valid reasons we are opposed to taxing church property, educational and charitable institutions.



Referred to the committee on Religious and benevolent societies.

No. 90. By Mr. Fox: Petition of Wm. Evaland, W. L. Doyle, R. R. Spaulding, A. W. Lyman and 13 others, urging the passage of Representative Gluecklich's taxation bill.

On motion of Mr. Sabin,

The petition was ordered spread on the Journal as follows:

*To the Honorable, the Legislature of the State of Michigan:*

The undersigned, citizens of Lapeer county, of Michigan, respectfully request and urge your honorable body to pass the bill introduced by Representative Gluecklich for the purpose of taxing all property, national, State, county and municipal alone excepted.

Referred to the committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 216, entitled

A bill to amend an act entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, 1867, by adding one new section thereto, to stand as section 7,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate and recommend that the bill be referred to the committee on Judiciary.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The bill was referred to the committee on Judiciary.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred House bill No. 317, entitled

A bill to detach certain lands in the township of Minden and county of Sanilac, now embraced in fractional school district No. 5 of Paris and Bingham townships, Huron county, from said district in Huron county for the purpose of allowing the formation of a new school district or districts embracing the said territory in said township of Minden,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Champion  
Clapp  
Clark

Mr. Gibson  
Hopkins  
Jewell

Mr. Mugford  
Pascoe  
Pierce

Mr. Crane  
Fleishem  
Fox  
French  
Garvelink

Mr. McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Sabin  
Steel  
Turnbull  
Weiss

23

NAYS.

0

Title agreed to.

On motion of Mr. McGinley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report, as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 259, entitled

A bill to amend sections 13 and 17, of act No. 35, of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," as amended by acts Nos. 131 and 222 of the session laws of 1889.

Also,

Senate bill No. 116 (file No. 44), entitled

A bill to amend section 4, of act No. 280, of the local acts of 1883, entitled "An act relative to justices' courts in Detroit," as amended, being compiler's section 7091g, of 3d Howell's annotated statutes of Michigan, for the years 1883 and 1890.

Also,

Senate bill No. 114, entitled

A bill to amend sections 14, 23, 24, 35 and 42 of an act to revise the charter of the village of Wayland, approved March 30, 1869.

Also,

Senate joint resolution No. 9, entitled

A joint resolution proposing an amendment to section 9, article 14, of the constitution of this State, relative to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand river.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
*Lansing, Mich., March 6, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 259 (manuscript), being

A bill to amend sections 13 and 17, of act No. 35, of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," as amended by acts Nos. 151 and 222, of the session laws of 1889.

Also,

Senate bill No. 114 (manuscript), being

An act to amend sections 14, 23, 24, 25 and 42, of an act to revise the charter of the village of Wayland, approved March 13, 1869.

Also,

Senate bill No. 116, being

An act to amend section 4 of act No. 280, of the local acts of 1883, entitled "An act relative to justices' courts in Detroit, as amended, being compiler's section 7091 of third Howell's annotated statutes of Michigan for the years 1883-1884.

Also,

Senate joint resolution No. 9,

Proposing an amendment to section 9, article 14 of the constitution of this State, relating to works of internal improvement therein, authorizing the city of Grand Rapids to issue its bonds for the improvement of Grand river.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That when the Legislature adjourns on Thursday, March 9, it stands adjourned until Monday, March 13, at 9 o'clock p. m., for the purpose of visiting the Michigan University and the State Normal School on Friday, March 10.

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 268 (file No. 80), entitled

A bill to revise and amend act number 347, of the session laws of 1881, entitled "An act to incorporate the city of Eaton Rapids, and to repeal an act incorporating the village of Eaton Rapids," approved April 15, 1871," and approved April 1, 1881, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts and parts of acts inconsistent herewith,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to

take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No 13, entitled

A joint resolution proposing an amendment to article ten of the constitution of this State, by adding a new section thereto, to stand as section twelve, relative to county roads in the counties of Bay and Saginaw,

Which has passed the House by a vote of two-thirds of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on Roads and bridges.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 3, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 51 (file No. 71), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect,

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 289 (file No. 121), entitled

A bill to authorize the township of Lincoln, in the county of Arenac, Michigan, to borrow money upon its bonds to pay township indebtedness,

Which has passed the House by majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to inform the Senate that Messrs. Bishop, Ewing, Buell, Kline and Sullivan have been appointed a committee on the part of the House to act with a like committee on the part of the Senate to consider the subject of relieving the Legislature from municipal legislation.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to retransmit to the Senate the following joint resolution in compliance with the request of the Senate for the same:

House joint resolution No. 1 (file No. 1), entitled

A joint resolution for the relief of Mrs. Sophia Brewer, of Saginaw, Mich.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

On motion of Mr. Weiss,

The joint resolution was referred to the committee on Finance and appropriations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 20 (file No. 101), entitled

A bill to amend section 4 of act No. 352 of the local acts of 1881, entitled "An act to reincorporate the village of Holly, and to repeal act No. 119 of the session laws of 1865 relative to the incorporation of said village and all acts amendatory thereof,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 388 (file No. 129), entitled

A bill to repeal all of act No. 2 of the public acts of 1891, being an act to amend section 1 of act No. 450 of the laws of Michigan of the year 1871,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

#### MOTIONS AND RESOLUTIONS.

Mr. French offered the following resolution:

*Resolved by the Senate* (the House concurring), That the Legislature learns with profound sensibility and regret the announcement of the sudden death of Herbert C. Reed, Legislative correspondent and clerk of the Senate committee on State affairs and Supplies and expenses; that in his demise the Legislature has suffered the loss of an able and faithful employé, the State an upright citizen and the papers which he represented a conscientious and valuable representative.

*Resolved*, That the Legislature tender the parents and relatives of the deceased the assurance of its deep sympathy in their bereavement; and further

*Resolved*, That the Secretary of the Senate and Clerk of the House transmit to the family of Mr. Reed a copy of the foregoing resolutions,

Which resolution was unanimously adopted.

Mr. Jewell moved that a respectful message be sent to the House requesting the return to the Senate of

House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in Berrien county, and to attach the same to the township of St. Joseph in said county,

Which motion prevailed.

Mr. Sabin moved to take from the table,

House bill No. 437, entitled

A bill to incorporate the public schools of the village of Addison,

Which motion prevailed.

The question being on agreeing to the title of the bill,



The title was agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds all the Senators elect the bill was ordered to take immediate effect.

Mr. Hopkins moved to take from the table

Senate bill No. 370, entitled

A bill to revise the charter of the city of Mt. Pleasant, Isabella county.

Which motiod prevailed.

On motion of Mr. Hopkins,

The bill was referred to the committee on Cities and villages.

### THIRD READING OF BILLS.

Senate bill No. 185 (file No. 90), entitled

A bill to provide for and authorize the construction and maintenance of a dam across the Chippewa river at the village of Isabella city, in the township of Union, in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works and to generate electricity, and for other purposes.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Champion  
Clapp  
Clark  
Crane  
Flehiem  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull

22

#### NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 118 (file No. 46), entitled

A bill making an appropriation for the State Industrial Home for Girls, for the years 1893 and 1894.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS

Mr. Champion  
Clapp  
Clark  
Crane  
Flehiem  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

#### NAYS.

0

Title agreed to.  
On motion of Mr. Weiss,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.  
Senate bill No. 181 (file No. 77), entitled  
A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873, the same when so executed and filed, to relate back to the date of said original plat and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed,  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

YEAS

|              |             |            |    |
|--------------|-------------|------------|----|
| Mr. Champion | Mr. Hopkins | Mr. Pascoe |    |
| Clark        | Jewell      | Pierce     |    |
| Crane        | McGinley    | Sabin      |    |
| Fleishiem    | McLaughlin  | Steel      |    |
| Fox          | Mears       | Turnbull   |    |
| French       | Mellen      | Weiss      |    |
| Garvelink    | Morrow      |            |    |
| Gibson       | Mugford     |            | 22 |

NAYS.

0

Title agreed to.  
On motion of Mr. Fleishiem,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.  
Senate bill No. 172 (file No. 102), entitled  
A bill to amend sections eleven (11) and fifteen (15) of an act, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this state," the same being act number one hundred and eighty-seven (187) of the public acts of 1887.  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|              |            |             |    |
|--------------|------------|-------------|----|
| Mr. Champion | Mr. Gibson | Mr. Mugford |    |
| Clark        | Hopkins    | Pascoe      |    |
| Crane        | Jewell     | Pierce      |    |
| Fleishiem    | McGinley   | Sabin       |    |
| Fox          | McLaughlin | Steel       |    |
| French       | Mears      | Turnbull    |    |
| Garvelink    | Mellen     | Weiss       | 21 |

NAYS.

0

Title agreed to.  
On motion of Mr. Garvelink,  
By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Senate bill No. 264 (file No. 103), entitled

A bill to provide for the sale by the board of trustees of the Michigan Asylum for the Insane, of land held by the State for the use and benefit of the Michigan Asylum for the Insane at Kalamazoo, and to expend the proceeds of such sale for the purchase of other lands, by the said board of trustees of the said asylum.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Champion  
Clapp  
Clark  
Fleishem  
Fox  
French  
Garvelink  
Gibson

Mr. Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

22

## NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 171 (file No. 101), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1893 and 1894,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Champion  
Clapp  
Clark  
Fleishem  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

21

## NAYS.

0

Title agreed to

On motion of Mr. Pierce,

By a vote of two-thirds of the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 121 (file No. 72), entitled

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, in the State of Michigan, and to organize the township of Dafer in said county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Champion  
Clapp  
Clark

Mr. Gibson  
Hopkins  
Jewell

Mr. Morrow  
Pascoe  
Pierce

|              |              |           |    |
|--------------|--------------|-----------|----|
| Mr. Fleshier | Mr. McGinley | Mr. Sabin |    |
| Fox          | McLaughlin   | Steel     |    |
| French       | Mears        | Turnbull  |    |
| Garvelink    | Mellen       | Weiss     | 21 |

NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Fox,

The Senate adjourned, and the President announced the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Tuesday, March 7, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt and Earle.

On motion of Mr. Fox,

Leave of absence was granted to Mr. Burt for the remainder of the week on account of sickness.

On motion of Mr. Mears,

Leave of absence was granted to Mr. Earle until next Monday's session.

#### PRESENTATION OF PETITIONS.

No. 91. By Mr. Doran: Resolutions adopted by Grand Rapids C. L. U. relative to the abolishment of the superior court.

Referred to a committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No 268 (file No. 80), entitled

A bill to revise and amend act number 347, of the session laws of one thousand eight hundred and eighty-one, entitled "An act to incorporate the city of Eaton Rapids, and to repeal an act incorporating the village of Eaton Rapids," approved April 15, one thousand eight hundred and seventy-one," and approved April first, one thousand eight hundred and eighty-one, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts and parts of acts inconsistent herewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Clark,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Champion    | Gibson        | Mugford    |    |
| Clark       | Hopkins       | Pascoe     |    |
| Crane       | Hough         | Sabin      |    |
| Doran       | Jewell        | Steel      |    |
| Elshiem     | McGinley      | Turnbull   |    |
| Fox         | McLaughlin    | Weiss      |    |
| French      | Mears         |            | 23 |

### NAYS.

0

Title agreed to.

On motion of Mr. Clark,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 20 (file No. 101), entitled

A bill to amend section 4 of act No. 352 of the local acts of 1881, entitled "An act to reincorporate the village of Holly, and to repeal act No. 119 of the session laws of 1865 relative to the incorporation of said village and all acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Champion    | Gibson        | Mugford    |    |
| Clapp       | Hopkins       | Pascoe     |    |
| Crane       | Hough         | Pierce     |    |
| Doran       | Jewell        | Sabin      |    |
| Flehiem     | McGinley      | Steel      |    |
| Fox         | McLaughlin    | Turnbull   |    |
| French      | Mears         | Weiss      | 24 |

### NAYS.

0

Title agreed to.

On motion of Mr. Mellen,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 223 (file No. 100), entitled

A bill to incorporate the village of Thompsonville in the county of Benzie,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|              |             |             |    |
|--------------|-------------|-------------|----|
| Mr. Champion | Mr. Hopkins | Mr. Mugford |    |
| Crane        | Hough       | Pascoe      |    |
| Doran        | Jewell      | Pierce      |    |
| Fleishem     | McGinley    | Sabin       |    |
| French       | McLaughlin  | Steel       |    |
| Garvelink    | Mears       | Turnbull    |    |
| Gibson       | Mellen      | Weiss       | 21 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 236 (file No. 97), entitled

A bill to incorporate the village of Tustin, Osceola county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On report of Mr. Hopkins,

The rules were suspended, two-thirds of all the senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|              |            |            |
|--------------|------------|------------|
| Mr. Champion | Mr. Gibson | Mr. Mellen |
| Crane        | Hopkins    | Mugford    |



|           |            |            |    |
|-----------|------------|------------|----|
| Mr. Doran | Mr. Hough  | Mr. Pascoe |    |
| Fleishiem | Jewell     | Pierce     |    |
| Fox       | McGinley   | Sabin      |    |
| French    | McLaughlin | Steel      |    |
| Garvelink | Mears      | Weiss      | 21 |

NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 182 (file No. 78), entitled

A bill to authorize the city of Menominee, in the State of Michigan in conjunction with the city of Marinette in the state of Wisconsin, or the counties of Menominee in the State of Michigan, and Marinette in the state of Wisconsin, or either or any of them jointly or severally, to build a bridge across the Menominee river, and to authorize the citizens of said municipalities to build such bridge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleishiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Champion    | Gibson        | Mugford    |    |
| Clark       | Hopkins       | Pascoe     |    |
| Crane       | Hough         | Pierce     |    |
| Doran       | Jewell        | Sabin      |    |
| Fleishiem   | McGinley      | Steel      |    |
| Fox         | McLaughlin    | Turnbull   |    |
| French      | Mears         | Weiss      | 24 |

NAYS.

0

Title agreed to.

On motion of Mr. Fleishiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 413, entitled

A bill to incorporate the village of Kingston in the county of Tuscola, State of Michigan,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to incorporate the village of Kingston in Tuscola county.

Recommending that the substitute be concurred in and that the substitute do pass, and asked to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Fox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Champion    | Gibson        | Mugford    |    |
| Clapp       | Hopkins       | Pascoe     |    |
| Clark       | Hough         | Pierce     |    |
| Crane       | Jewell        | Sabin      |    |
| Doran       | McGinley      | Steel      |    |
| Fleishem    | McLaughlin    | Turnbull   |    |
| Fox         | Mears         | Weiss      |    |
| French      |               |            | 25 |

NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 664, entitled

A bill to amend section 1 of act No. 320 of local acts of 1891, entitled "An act to incorporate the village of Atlanta in the county of Montmorency," approved May 9, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows;

YEAS.

|             |               |            |
|-------------|---------------|------------|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |
| Champion    | Gibson        | Mugford    |

|           |             |            |    |
|-----------|-------------|------------|----|
| Mr. Clark | Mr. Hopkins | Mr. Pascoe |    |
| Crane     | Hough       | Pierce     |    |
| Doran     | Jewell      | Sabin      |    |
| Flehiem   | McGinley    | Steel      |    |
| Fox       | McLaughlin  | Turnbull   |    |
| French    | Mears       | Weiss      | 24 |
| NAYS.     |             |            | 0  |

Title agreed to.

On motion of Mr. Turnbull,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 456, entitled

A bill to amend section 1 of an act entitled "An act to incorporate the village of Highland Park in the county of Wayne," being act No. 371 of the local acts of 1889, approved April 16, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommended that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hough,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Morrow |    |
| Clapp       | Hopkins    | Mugford    |    |
| Clark       | Hough      | Pascoe     |    |
| Crane       | Jewell     | Pierce     |    |
| Doran       | McGinley   | Sabin      |    |
| Flehiem     | McLaughlin | Steel      |    |
| Fox         | Mears      | Turnbull   |    |
| French      | Mellen     | Weiss      |    |
| Garvelink   |            |            | 25 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Hough,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 102 (file No. 28), entitled

A bill to amend sections 36, 39 and 45 of act No. 248 of the session laws of 1869, the same being an act to incorporate the village of Lawton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |             |             |    |
|-------------|-------------|-------------|----|
| Mr. Barnard | Mr. Hopkins | Mr. Mugford |    |
| Crane       | Hough       | Pascoe      |    |
| Doran       | Jewell      | Pierce      |    |
| Flehiem     | McGinley    | Sabin       |    |
| Fox         | McLaughlin  | Steel       |    |
| French      | Mears       | Turnbull    |    |
| Garvelink   | Mellen      | Weiss       |    |
| Gibson      | Morrow      |             | 23 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the following account:

M. N. Brainard, for engrossing Pascoe's resolution, \$4,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the account be allowed, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report adopted.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 184 (file No. 80), entitled

A bill to authorize the township of Mellen in the county of Menominee, to aid in the construction and maintenance of a bridge across the Menominee river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommended that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Flehiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Clapp  
Clark  
Crane  
Doran  
Flehiem  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

## NAYS.

0

Title agreed to

On motion of Mr. Flehiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 183 (file No. 79), entitled

A bill to authorize the county of Menominee to aid in the construction and maintenance of a bridge across the Menominee river,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Flehiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Clapp  
Clark  
Crane  
Doran  
Flehiem  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

## NAYS.

0

Title agreed to.

On motion of Mr. Flehiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

House bill No. 170 (file No. 60), entitled

A bill making it a misdemeanor for any person to wilfully and maliciously

use obscene and insulting language towards another, and in the presence of another person, of such a nature as is calculated to provoke such other person or persons to commit an assault or assault and battery or other breach of the peace and to provide a penalty,

Respectfully report that they have have the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

Mr. McGinley moved that the rules be suspended, and the bill be put upon its immediate passage;

Which motion did not prevail.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 308, entitled

A bill to restrain improper influencing of jurors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was laid on the table.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred

Senate joint resolution No. 8 (file No. 7), entitled

A joint resolution for the relief of Fred C. Harvey, private of company D, 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops at Camp Winans, Island lake, Michigan, August 23, 1892,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

#### MOTIONS AND RESOLUTIONS.

Mr. Clark moved that the committee on elections be instructed to report back to the Senate,

Senate bill No. 56, entitled

A bill to amend sections 1, 3, 7, 14, 16, 17, 23, 26, 32, 36, 43, and 44 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State,

Which motion did not prevail.

Mr. Fox moved to take from the table



House bill No. 162 (file No. 55), entitled

A bill to amend sections 43, 62, 74, 77, 78, 80, 96 and 106 of act No. 200 of the public acts of 1891, entitled "An act to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied, and to repeal act number 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act,"

Which motion prevailed.

On motion of Mr. Fox,

The bill was placed on the order of third reading of bills.

#### GENERAL ORDER.

On motion of Mr. McLaughlin,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Fleshiem to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:  
Senate bill No. 157 (file No. 89), entitled

A bill to legalize and make valid the township bonds of Pentwater township, Oceana county.

Senate joint resolution No. 8 (file No. 7), entitled

Joint resolution for the relief of Fred. C. Harvey, private of Company D., 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops, at Camp Winans, Island Lake, Michigan, August 23, 1892,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate joint resolution No. 11 (file No. 9), entitled,

Joint resolution proposing to amend section 1, article 6 of the constitution of this State, relative to the judiciary department,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

#### III.

The committee of the whole have also had under consideration the following:

Senate bill No. 32 (file No. 5), entitled

A bill to regulate the interest, discount or consideration upon the loan or forbearance of money, money due on account, judgments, verdicts, decrees, goods, rights and choses in action, and to provide a remedy for

any property usuriously taken, and for the punishment for the taking of usury.

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the "United Home Protector's Fraternity," a co-operative, social, beneficial and fraternal society or order.

Senate bill No. 191 (file No. 91), entitled

A bill to vacate the township organization of the township of Clifton, in the county of Keweenaw, State of Michigan, and to attach the territory thereof to the township of Allouez,

And have directed their chairman to report the same back to the House with the recommendation that the bills be laid on the table.

#### IV.

The committee of the whole have also had under consideration the following:

Senate bill No. 38 (file No. 24), entitled

A bill to amend section 1 of act No. 156 of the session laws of 1891, entitled "An act to regulate interest of money on account, interest on money, judgments, verdicts," etc., approved June 24, 1891.

Senate bill No. 46 (file No. 98), entitled

A bill to amend section 56 of act No. 183 of the session laws of 1855, being an act entitled "An act to amend chapter 93 of the revised statutes of 1846, entitled 'Of courts held by justices of the peace,'" the same being compiler's section 6869 of Howell's annotated statutes of 1882,

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause of each of said bills be stricken out.

JOSEPH FLESHIEM, *Chairman.*

Report accepted.

The first named bill and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Fleshier,

The Senate concurred in the amendments made to the second named joint resolution, and the same was placed on the order of third reading of bills.

On motion of Mr. Fleshier,

The Senate concurred in the recommendation of the committee regarding the third named bills, and the same were laid on the table.

On motion of Mr. Fleshier,

The Senate concurred in the recommendation of the committee regarding the fourth named bills, that all after the enacting clause of each of said bills be stricken out.

On motion of Mr. Fox,

The title and enacting clause of each of the above fourth named bills were laid on the table.

On motion of Mr. Barnard,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Wednesday, March 8, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 92. By Mr. Doran: Petition of the secretary of the Michigan State Grange praying for the passage of the inheritance bill.

On motion of Mr. Doran,

The petition was ordered spread on the Journal as follows:

*Ann Arbor, Mich., March 7, 1893.*

*Hon. Peter Doran, Lansing, Mich.:*

SIR—Desiring to call your attention to the wishes of the Michigan State Grange in regard to an inheritance law, I send you herewith a copy of the proceedings of the late session in which, on page 65, will be found an expression of the Grange in this matter.

Assuring you that any efforts you may make to carry the wishes of the Order of Patrons of Husbandry on this subject into effect, will be cordially appreciated, I am

Respectfully,

JENNIE BUELL, *Secretary.*

Referred to the committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 497, entitled

A bill to amend section 5 of local act No. 292 of the acts of the Legislature of the State of Michigan for 1879, entitled "An act to reincorporate the village of Plymouth, county of Wayne, State of Michigan,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hough,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Champion  
Clark  
Crane

Mr. Garvelink  
Gibson  
Hopkins  
Hough

Mr. Mellen  
Morrow  
Mugford  
Pascoe

Mr. Doran  
Flehiem  
Fox  
French

Mr. McGinley  
McLaughlin  
Mears

Mr. Sabin  
Turnbull  
Weiss

22  
0

NAYS.

Title agreed to.

On motion of Mr. Hough,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 310, entitled

A bill to amend sections 3 and 4 of an act entitled "An act to revise an act relative to free schools in the city of Grand Rapids," approved March 15, 1871 (which said revision was approved May 9, 1877), and the several acts amendatory thereof,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 370, entitled

A bill to revise the charter of the city of Mount Pleasant, Isabella, county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend the charter of the city of Mount Pleasant, in Isabella county,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The Senate concurred in the adoption of the substitute reported by the committee.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Champion  
Clark  
Crane  
Doran  
Flehiem  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Sabin  
Turnbull  
Weiss

20  
0

NAYS.

The question being on agreeing to the title,

Mr. Hopkins moved to amend the title so as to read as follows:

A bill to amend section one of chapter one, section one of chapter three, section seven of chapter sixteen, section four of chapter nineteen, and section one of chapter twenty-two of an act, entitled "An act to revise the charter of the city of Mt. Pleasant in Isabella county, being act No. 264 of the session laws of 1891," approved March 30, 1891;

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 178 (file No. 76), entitled

A bill to authorize the destruction of infected clothing, bedding, etc., and to provide for compensation therefor by the township, city or village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 302, entitled

A bill to amend act No. 109 of the public acts of 1857, being compiler's sections 9046, 9047 and 9048 of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass.

They further recommend that the title to said bill be amended to read as follows:

A bill to amend sections 1, 2 and 3 of act No. 109 of the laws of Michigan for 1857, entitled "An act to provide for feeing an attorney when appointed by the court," approved February 14, 1857, being compiler's sections 9046, 9047 and 9048 of 2 Howell's annotated statutes of Michigan, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 216, entitled

A bill to amend an act, entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, 1867, by adding a new section thereto, to stand as section 7,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 80, entitled

A bill in relation to the conveyance of land by executors and administrators,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill authorizing probate courts in this State to order or decree a letting for a term of years, or a sale of real estate by executors, administrators or guardians,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLAY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
House bill No. 167 (file No. 53), entitled

A bill to amend section 10 of chapter 150, of the compiled laws of 1871 being compiler's section 5660 of Howell's annotated statutes relative to deeds and conveyances, as amended by act number 112 of the public acts of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.



By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 180, entitled

A bill to provide a board of jury commissioners for the county of St. Clair, and the manner of selecting jurors to serve in the circuit court for said county, and to prescribe their duties and fix their compensation, and to punish violations of the act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 289 (file No. 121), entitled

A bill to authorize the township of Lincoln, in the county of Arenac, Michigan, to borrow money upon its bonds to pay township indebtedness,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Mining School and mining interests:

The committee on Mining School and mining interests, to whom was referred

Senate bill No. 150, entitled

A bill to amend section 4 of act No. 113 of the session laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores, or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, the same being section 4079 of Howell's statutes,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Mining School and mining interests:

The committee on Mining School and mining interests, to whom was referred

Senate bill No. 149, entitled

A bill to provide for the election of inspectors of mines and the appointment of their deputies, in certain cases, to prescribe their powers and duties, and to provide for their compensation and to repeal all acts or parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title, and referred to the committee on Mines and mining,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. W. GARVELINK, *Chairman.*

Reported accepted and committee discharged.

On motion of Mr. Garvelink,

The request was granted, and the bill ordered printed for the use of the committee.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the Clerk of the House and the Secretary of the Senate be instructed to compile and have published pamphlets containing the memorial exercises of ex-President Hayes and ex-Governor Baldwin, and another pamphlet containing the memorial exercises upon James G. Blaine, and that 1,000 copies of each of said pamphlets be printed, 600 for the House and 400 for the use of the Senate,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Hopkins,

The same was referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 492, entitled

A bill to amend sections 3 and 4 of chapter 1, and section 1 of chapter 2 of act No. 390 of the local acts of 1885, entitled "An act to amend and revise the charter of the city of Port Huron," approved June 17, 1885, as amended by act No. 318 and act No. 365 of the local acts of 1891, and to repeal an act entitled "An act to incorporate the city of Fort Gratiot, in the county of St. Clair," approved March 8, 1889,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 7, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 19 (file No. 144), entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by adding a new chapter thereto,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 360, entitled

A bill to prevent the killing, hunting, or molesting in any way of Mongolian or English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

Substitute House joint resolution Nos. 4 and 9 (file No. 4), entitled

A joint resolution relative to the introduction of bills in the Legislature,

Which has passed the House by a two-thirds vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on Constitutional amendments.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 26 (file No. 5), entitled

A joint resolution proposing an amendment to the constitution of this State by adding a new section thereto, to stand as section 16 of article 18, relative to the employment of male convicts and prisoners now confined in and who may hereafter be confined in the prisons and jails of this State, in the construction, building and repairing of public roads, highways and bridges in this State,

Which has passed the House by a vote of two-thirds of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on Constitutional amendments.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to retransmit the following bill :

House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in the county of Berrien, and to attach the said territory to the township of St. Joseph in said county,

In accordance with request of the Senate for the same this day received.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

Mr. Jewell moved that the rule limiting the time in which a motion to reconsider may be made, be suspended;

Which motion prevailed, two-thirds of all the Senators present voting therefor.

Mr. Jewell moved to reconsider the vote by which the Senate passed the bill,

Which motion prevailed.

On motion of Mr. Jewell,

The bill was referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, Both Houses of the Legislature are to adjourn from Thursday next to the following Monday; and

WHEREAS, The lady in charge of the Capital postoffice, with her efficient aids, has attended faithfully to the duties of her office; therefore

*Resolved by the House* (the Senate concurring), That the office may be closed from Thursday evening to 7 o'clock Saturday evening next,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked. Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 291 (file No. 111), entitled

A bill to incorporate the village of Luther, in the county of Lake,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill;

House bill No. 242 (file No. 86), entitled

A bill to prohibit the taking or catching or attempting the taking or catching in any of the rivers or inland waters, of either of the counties of Macomb, St. Clair Lapeer or Oakland [excepting the river and lake St. Clair] by seine, drag, pond or gill net, or any other devise or means, except by hook and line, fish used or that may be used as bait, and to prescribe penalties for the violation of this act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 293 (file No. 106), entitled

A bill to amend sections 2 and 63 of an act, entitled "An act to re-incorporate the village of Galesburg," approved April 5, 1869,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 687, entitled

A bill to amend act No. 337 of the local acts of 1883 entitled "An act to incorporate the city of Kalamazoo and to repeal an act entitled 'An act to reincorporate the city of Kalamazoo and to repeal all inconsistent acts and parts of acts,' approved March 15, 1861, as amended by the several acts amendatory thereof," as amended by the several acts amendatory thereof and to add seven new sections to said act, also to add one new chapter to be known as chapter 28,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*



The bill was read a first and second time by its title and referred to the committee on Cities and villages.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 687, entitled

A bill to amend act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo and to repeal an act entitled 'An act to reincorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts,' approved March 15, 1861, as amended by the several acts as amendatory thereof," as amended by the several acts amendatory thereof, and to add 7 new sections to said act, also to add one new chapter to be known as chapter 28,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fleishem  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Sabin  
Steel  
Turnbull  
Weiss

23

#### NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Hopkins moved to take from the table

Senate bill No. 38 (file No. 24), entitled

A bill to amend section 1 of act number 156 of the session laws of 1891, entitled "An act to regulate the interest of money on account, interest on money, judgments, verdicts, etc.," approved June 24, 1891.

On which motion Mr. Hopkins demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Champion  
Clark  
Hopkins

Mr. McGinley  
Mears

Mr. Mellen  
Morrow

7

## NAYS.

Mr. Barnard  
Crane  
Doran  
Fleishem  
Fox

Mr. French  
Garvelink  
Gibson  
Jewell  
McLaughlin

Mr. Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

15

Mr. Gibson offered the following resolution:

*Resolved by the Senate* (the House concurring), That the State printers be and they are hereby directed to furnish no copies of manuscript or printed bills to any person or persons unless authorized to do so by the Senate or House, or chairman of committees.

Which resolution was adopted.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 288 (file No. 86), entitled

A bill to revise and amend the charter of the city of Dowagiac and the acts amendatory thereof, and to repeal all acts and parts of acts in conflict therewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Jewell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Champion  
Crane  
Doran  
Fleishem  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

22

## NAYS.

0

Title agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 184, entitled

A bill to detach certain territory from the township of Rogers in the county of Presque Isle, in this State, and to organize the township of Berringer in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Clapp       | Gibson        | Mugford    |    |
| Clark       | Hopkins       | Pascoe     |    |
| Crane       | Jewell        | Pierce     |    |
| Fleishem    | McLaughlin    | Sabin      |    |
| Fox         | Mears         | Steel      |    |
| French      | Mellen        | Weiss      | 21 |

#### NAYS.

|              |   |
|--------------|---|
| Mr. Turnbull | 1 |
|--------------|---|

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 5, entitled

Joint resolution proposing an amendment to the constitution of this State to be known as section 49 of article 4 of the same, relative to conferring power on the Legislature to enact laws for the creation of county and township boards of highway commissioners,

Which has passed the House by a vote of two-thirds of all the members elect, and by a vote of two-thirds of all the members elect been ordered

to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**LEWIS M. MILLER,**  
*Clerk of the House of Representatives.*

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
 Clapp  
 Crane  
 Fleshien  
 Fox  
 French  
 Garvelink

Mr. Gibson  
 Hopkins  
 Jewell  
 McLaughlin  
 Mears  
 Mellen

Mugford  
 Pascoe  
 Pierce  
 Steel  
 Turnbull  
 Weiss

19

#### NAYS.

Mr. McGinley

Mr. Sabin

2

Mr. Turnbull moved to reconsider the vote by which the Senate refused to pass the above named joint resolution,

Which motion prevailed.

Mr. Turnbull then moved that the bill be laid on the table,

Which motion prevailed.

Mr. Turnbull moved that there be a call of the Senate,

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senator reported absent without leave: Mr. Hough.

On motion of Mr. Morrison,

All further proceedings under the call were dispensed with.

Mr. Turnbull moved to take from the table

House joint resolution No. 5, entitled

Joint resolution proposing an amendment to the constitution of this State, to be known as section 49 of article 4 of the same, relative to conferring power on the Legislature to enact laws for the creation of county and township boards of highway commissioners.

Which motion prevailed.

Mr. Turnbull then moved that the joint resolution be referred to the committee of the whole and placed on the general order.

Which motion prevailed and the bill was so referred.

Mr. Steel moved to take from the table,

House bill No. 147 (file No. 67), entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies.

Which motion prevailed.

Mr. Steel moved that the bill be referred to to the committee of the Whole and placed on the general order.

Which motion prevailed, and the bill was so referred.

#### GENERAL ORDER.

On motion of Mr. Turnbull,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Fox to the chair.

After some time spent therein the committee rose and, through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:  
House bill No. 170 (file No. 60), entitled

A bill making it a misdemeanor for any person to use obscene and insulting language toward another of such a nature as is calculated to provoke such person or persons to commit an assault or assault and battery or other breach of the peace, and to provide a penalty therefor.

House joint resolution No. 5, entitled

Joint resolution proposing an amendment to the constitution of this State to be known as section 49 of article 4 of the same, relative to conferring power on the legislature to enact laws for the creation of county and township boards of highway commissioners.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 9 (file No. 121), entitled

A bill to amend section 1 of act No. 10, public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

#### III.

The committee of the whole have also had under consideration the following:

House bill No. 147 (file No. 67), entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend that the bill as thus amended be printed and referred to the committee on Judiciary.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The first named bills and the joint resolutions were placed on the order of third reading of bills.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the second named bill and the same was placed on the order of third reading of bills.

On motion of Mr. Fox,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was ordered referred to the committee on Judiciary and re-printed for the use of the committee.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 19 (file No. 144), entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by adding a new chapter thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the bill be reprinted for the use of the committee.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged

On motion of Mr. Weiss,

The request was granted, and the bill ordered re-printed for the use of the committee.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 59, entitled

A bill to amend section 13 of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and prevent fraud and deception at elections in this State," approved July 3, 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Champion  
Clapp  
Clark  
Crane  
Doran  
Fleishem  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

26

## NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Taxation:

The committee on Taxation to whom was referred

House bill No. 37 (file No. 27), entitled

A bill to authorize the township of Crystal Falls, in the county of Iron, to borrow money to be used in paying the outstanding indebtedness of said township and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

SAMUEL W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Champion  
Clapp  
Clark  
Crane  
Fleishem  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mears  
Mellen

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

## NAYS.

0

Title agreed to.  
 On motion of Mr. Hopkins,  
 By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.  
 By unanimous consent the Senate resumed the order of

# MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 144, entitled

A bill providing for two voting precincts in the township of Stephenson, in the county of Menominee, defining the limits thereof, providing for a new registration of the voters thereof and determining who shall be inspectors of election and members of the board of registration therein,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 8, 1893.* }

*To the President of the Senate:*

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 413, entitled

A bill to incorporate the village of Kingston in the county of Tuscola, State of Michigan,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 8, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 120, entitled

A bill to amend section 4 of an act entitled "An act to prescribe the manner of conducting and to prevent fraud and [deception] deceptions

at elections in this State," the same being act No. 190 of public acts of 1891, and to repeal all acts and parts of acts contravening the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Elections.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR— I am instructed by the House to transmit the following bill:

House bill No. 697, entitled

A bill to attach certain territory to the township of St. Clair in the county of St. Clair and defining a boundary line,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 5 (file No. 5), entitled

A joint resolution proposing an amendment to section one, article nine, the constitution of this State relative to the salaries of State officers.

And to inform the Senate that the House has amended the same as follows:

1. By striking out in line 13 the word "twenty" and inserting the word "fifteen" in lieu thereof.

2. By adding the following at the end of the joint resolution:

"And be it further resolved, That all provisions of act No. 190, of the public acts of 1891, so far as the same relate to the time required for the Secretary of State to give notice of the same to the sheriffs of the several counties, shall not be applicable to this joint resolution."

In the passage of which, as thus amended, the House has concurred by

a two-thirds vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully;

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the joint resolution,

On motion of Mr. Gibson,

The Senate concurred, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Mugford |    |
| Champion    | Hopkins    | Pascoe      |    |
| Clapp       | Hough      | Pierce      |    |
| Crane       | Jewell     | Sabin       |    |
| Fleishem    | McGinley   | Steel       |    |
| Fox         | McLaughlin | Turnbull    |    |
| French      | Mears      | Weiss       |    |
| Garvelink   | Mellen     |             | 23 |

NAYS.

0

The following is the joint resolution:

**JOINT RESOLUTION** proposing an amendment to section 1, article 9, of the constitution of this State relative to the salaries of State officers.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to section 1 of article 9, of the constitution of this State be and the same is hereby proposed to read as follows:

**SECTION 1.** The Governor shall receive an annual salary of \$4,000; the Lieutenant Governor shall receive an annual salary of \$1,200; the judges of the circuit court shall receive an annual salary of \$2,500; the Superintendent of Public Instruction shall receive an annual salary of \$2,000; the Secretary of State shall receive an annual salary of \$2,000; the Commissioner of the Land Office shall receive an annual salary of \$2,000. They shall receive no fees or perquisites whatever for the performance of any duties connected with their office. It shall not be competent for the Legislature to increase the salaries herein provide.

*Be it further resolved,* That said amendment shall be submitted to the people of this State at the next spring election, on the first Monday of April, in the year 1893, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State at least 15 days prior to said election. The ballots for and against this amendment shall be printed at the foot of the general ticket as provided by section 18, of act 190, of the public acts of 1891. The ballots shall in all respects be canvassed and returns made as in the elections of justices of the supreme court and regents of the University.

*And be it further resolved,* That all provisions of act number 190, of the public acts of 1891, so far as the same relate to the time required for the Secretary of State to give note of the same to the sheriffs of the several counties, shall not be applicable to this joint resolution.

This act is ordered to take immediate effect.

The joint resolution was then referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 636, entitled

A bill to amend sections 1 and 10 of chapter 298 of Howell's annotated statutes entitled "Information in the nature of a quo warranto and in certain other cases,"

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Judiciary.

On motion of Mr. Barnard,

The Senate took a recess until 8 o'clock this evening.

#### AFTER RECESS.

8 o'clock p. m.

The Senate met and was called to order by the President.

A quorum present.

By unanimous consent the Senate took up the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 22, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw.

And to inform the Senate that the House has amended the same as follows:

By striking out section 7 and inserting in lieu thereof the following to stand as section 7:

SEC. 7. This act shall not be held in any way to effect the compensation of the present incumbents of said offices and they shall be entitled to receive such fees as they are now entitled to by the statutes of this State,

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take effect January 1, 1895.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question then being on concurring in the amendments made by the House to the bill,

On motion of Mr. Doran,

The bill was laid on the table.

By unanimous consent the Senate took up the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 291 (file No. 111), entitled

A bill to incorporate the village of Luther, in the county of Lake,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 279, entitled

A bill to preserve the purity of elections and guard against the abuse of the elective franchise by a registration of electors, and to repeal act No. 177 of the laws of 1859, approved February 14, 1859,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES S. PIERCE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 461, entitled

A bill to amend section 3 of title 6 of an act, entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1877, as amended by the several acts amendatory thereof.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 164 (file No. 85), entitled

A bill to reincorporate the city of Holland.

CHARLES S. PIERCE, *Chairman.*

Report accepted.



## GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order,

Whereupon,

The President called Mr. Fox to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following:

House bill No. 289 (file No. 121), entitled

A bill to authorize the township of Lincoln, in the county of Arenac, Michigan, to borrow money upon its bonds to pay township indebtedness.

House bill No. 291 (file No. 111), entitled

A bill to incorporate the village of Luther, in the county of Lake.

Senate bill No. 178 (file No. 76), entitled

A bill to authorize the destruction of infected clothing, bedding, etc., and to provide for compensation therefor by the township, city or village,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate joint resolution No. 14 (file No. 8), entitled

Joint resolution proposing an amendment to section 8, article 6 of the constitution of this State, relative to circuit court,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

EDWIN G. FOX, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

Mr. Barnard moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 440 (file No. 108), entitled

A bill to amend an act entitled "An act to provide for the election of county commissioners of schools, for the appointment of school examiners, to define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," approved June 19, 1891, being act number 147 of the public acts of 1891,

Which motion prevailed.

On motion of Mr. Barnard,

The bill was laid on the table.

By unanimous consent, the Senate took up the order of

## THIRD READING OF BILLS.

Mr. Barnard moved that there be a call of the Senate,

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and no Senators were reported absent without leave.

On motion of Mr. Fox,

All further proceedings under the call were dispensed with.

House joint resolution No. 5, entitled

Joint resolution proposing an amendment to the constitution of this State, to be known as section 49 of article 4 of the same, relative to conferring power on the Legislature to enact laws for the creation of county and township boards of highway commissioners,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Morrow    |    |
| Champion    | Garvelink  | Mugford   |    |
| Clapp       | Gibson     | Pascoe    |    |
| Clark       | Hopkins    | Pierce    |    |
| Crane       | Hough      | Sabin     |    |
| Doran       | Jewell     | Steel     |    |
| Earle       | McGinley   | Turnbull  |    |
| Fleishem    | McLaughlin | Weiss     | 27 |

## NAYS.

0

Title agreed to.

On motion of Mr. Turnbull,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The following is the joint resolution:

**JOINT RESOLUTION** proposing an amendment to the constitution of this State to be known as section 49 of article 4 of the same, relative to conferring power on the Legislature to enact laws for the creation of county and township boards of highway commissioners.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to the constitution of this State adding one new section thereto, to be known as section 49 of article 4, be and the same is hereby proposed to read as follows:

**SECTION 49.** The Legislature may provide for the laying out, construction and maintenance of county and township roads, and may provide that any road heretofore laid out shall be a county or township road. County roads may be maintained at the expense of the county, and township roads at the expense of the township.

County roads shall be under the control of a board of commissioners not to exceed five in number who shall be elected by the people, the number of said commissioners to be fixed by the board of supervisors of the county.

For the construction and maintenance of county roads the commissioners may provide for an annual tax not exceeding two dollars upon each one thousand dollars of the assessment roll of the county for the preceding year.

No county shall incur any indebtedness or issue any bonds for the construction or maintenance of county roads except upon a vote of two-thirds of all the supervisors elected, and then to be approved by a majority vote at any general or special election; nor shall any such indebtedness at any time exceed three per cent of the valuation of the county upon the last preceding assessment roll.

The Legislature may modify, change or repeal the powers and duties of the township commissioner of highways and overseer of highways. The Legislature may pass all necessary laws to carry this amendment into effect: *Provided*, That any act or acts passed by the Legislature to carry this amendment into effect shall provide for a county and township system, and the county system shall become operative only in such counties as shall adopt it by a majority vote of the electors of said county, after the said question has been submitted to them by a two-thirds vote of all the members elect of the board of supervisors of such county, at a general or special election called for that purpose.

*Be it further resolved*, That said amendment shall be submitted to the people of this State at the next spring election on the first Monday of April, 1893, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of the State, at least fifteen days prior to said election, and the said sheriffs are required to give the several notices required by law, that it shall be the duty of the several boards of election commissioners in the several counties of this State, in preparing the ballots to be used at such election, to have printed thereon the words "Amendment to the constitution relative to conferring power on the Legislature to enact laws for the creation of county and township boards of highway commissioners," and below the same, upon the ballot, shall be placed in separate lines the words "Yes" and "No," and each elector shall designate his vote by a cross placed opposite the word "Yes" or the word "No."

The manner of voting shall conform to the provisions of act No. 190 of the public acts of 1891.

The ballots shall in all respects be canvassed and returns made as in general elections of State officers.

*And be it further Resolved*, That all provisions of act No. 190 of the public acts of 1891, so far as the same relate to the time required for the Secretary of State to give notice of the same to the sheriffs of the several counties, shall not be applicable to this joint resolution.

House bill No. 170 (file No. 60), entitled

A bill making it a misdemeanor for any person to use obscene and insulting language toward another of such a nature as is calculated to provoke such person or persons to commit an assault or assault and battery or other breach of the peace, and to provide a penalty therefor,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Earle  
Fleishem  
Fox  
French

Mr. Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Pascoe  
Pierce  
Sabin  
Turnbull

## NAYS.

Mr. Brundage  
Champion  
Clapp

Mr. Crane  
Garvelink  
Gibson

Mr. Mellen  
Morrow  
Weiss

9

Mr. Mears moved to reconsider the vote by which the Senate refused to pass the above named bill,

Which motion Mr. Weiss moved to lay on the table,

Which motion did not prevail.

The motion to reconsider then prevailed.

The question then being on the passage of the bill,

On motion of Mr. Mears,

The bill was laid on the table.

Senate joint resolution No. 11 (file No. 9), entitled

A joint resolution proposing to amend section one (1) of article six (6) of the constitution of this State, relative to the judiciary department,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Hopkins moved to amend the joint resolution by striking out of line 5 of the second resolution the word "20" and inserting in lieu thereof the word "15,"

Which motion prevailed, and the joint resolution was so amended.

The joint resolution was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Champion  
Doran  
Fox  
Garvelink

Mr. Hopkins  
Hough  
McLaughlin  
Mears

Mr. Morrow  
Mugford  
Steel  
Turnbull

12

## NAYS.

Mr. Barnard  
Brundage  
Crane  
Earle

Mr. Fleshiem  
Gibson  
Jewell  
McGinley

Mr. Mellen  
Pascoe  
Pierce  
Weiss

12

Senate bill No. 9 (file No. 121), entitled

A bill to amend section 1 of act No. 10 of the public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Clapp moved to amend the bill by inserting in line 9 of section 1, after the word "enacted," the words "and which shall be hereafter enacted," and after the word "regulation" in said line, the word "taxation,"

Which motion prevailed and the bill was so amended.

Mr. Doran moved to amend the bill by striking out of line 9 of section 1 the word "the" before the word "state" and inserting in lieu thereof the word "this,"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Mugford    |    |
| Clark       | Gibson     | Pascoe     |    |
| Crane       | Hopkins    | Pierce     |    |
| Earle       | Hough      | Sabin      |    |
| Fleishem    | McLaughlin | Turnbull   |    |
| Fox         | Mears      | Weiss      | 21 |

## NAYS.

0

Title agreed to.

On motion of Mr. Fleishem,

By a two-thirds vote of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 162 (file No. 55), entitled

A bill to amend sections 43, 62, 74, 77, 78, 80, 96 and 106 of act No. 200 of the public acts of 1891, entitled "An act to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied, and to repeal act No. 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|              |            |             |    |
|--------------|------------|-------------|----|
| Mr. Brundage | Mr. Hough  | Mr. Mugford |    |
| Clapp        | Jewell     | Pascoe      |    |
| Fleishem     | McGinley   | Pierce      |    |
| Fox          | McLaughlin | Sabin       |    |
| Garvelink    | Mears      | Steel       |    |
| Gibson       | Mellen     | Turnbull    |    |
| Hopkins      | Morrow     | Weiss       | 21 |

## NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 8 (file No. 7), entitled

Joint resolution for the relief of Fred C. Harvey, private of Company D, 4th infantry, Michigan State troops, who was injured at the annual encampment of State troops, at Camp Winans, Island Lake, Michigan, August 23, 1892,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |            |  |
|-------------|---------------|------------|--|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |  |
| Brundage    | Gibson        | Mugford    |  |
| Clapp       | Hopkins       | Pascoe     |  |
| Crane       | Hough         | Pierce     |  |
| Doran       | Jewell        | Sabin      |  |

Mr. Earle  
Fleishem  
Fox  
French

Mr. McGinley  
McLaughlin  
Mears  
Mellen

Mr. Steel  
Turnbull  
Weiss

26

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 157 (file No. 89), entitled

A bill to legalize and make valid the township bonds of Pentwater township, Oceana county.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

NAYS.

0

Title agreed to.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 178 (file No. 76), entitled

A bill to authorize the destruction of infected clothing, bedding, etc., and to provide for compensation therefor by the township, city or village,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Sabin moved to amend the bill by inserting at the end thereof the words "upon the warrant of said board,"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

28

NAYS.

0

Title agreed to.



On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 289 (file No. 121), entitled

A bill to authorize the township of Lincoln in the county of Arenac, Michigan, to borrow money upon its bonds to pay township indebtedness.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flehiem

Mr. Fox  
French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley

Mr. Mears  
Mellen  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate took up the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Barnard offered the following resolution:

*Resolved*, That when the Senate adjourns that it stand adjourned until tomorrow at ten o'clock a. m.,

Which resolution was adopted.

By unanimous consent the Senate took up the order of

#### PRESENTATION OF PETITIONS.

No. 93. By Mr. French: Resolutions of the board of supervisors of the county of St. Clair relative to the repeal of the mortgage tax law.

On motion of Mr. French,

The resolution was ordered spread on the Journal, as follows:

WHEREAS, That a certain law enacted by the last Michigan legislature familiarly known as the mortgage tax law has been tested by the people of this county and has been universally condemned by all persons familiar with its workings, because of the fact, among others, that it relieves over one million dollars of the most productive and valuable personal property within the county from all taxation and increases the burdens of the remainder of the property to the same extent; therefore

*Resolved*, That we, the board of supervisors of St. Clair county, having at heart the best interests of our people and anxious that so plain a wrong should be speedily righted, hereby request of the members of the State Legislature who shall be elected to represent the county in the next Legislature that at the earliest opportunity they introduce a bill repealing the said law and that they and each of them use the utmost of honorable endeavors to secure such repeal; and

*Resolved*, That the clerk of this board send to each member elect a copy of this resolution.

THOS. GLEASON,  
*Dep. Clerk.*

JOHN TERNEY,  
*Chairman.*

On motion of Mr. Turnbull,  
The Senate adjourned and the President announced the Senate would stand adjourned until tomorrow morning at 10 o'clock.

*Lansing, Thursday, March 9, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 82, entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1893 and 1894.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate joint resolution No. 5 (file No. 5), entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of this State relative to the salaries of State officers.

CHARLES S. PIERCE, *Chairman.*

Report accepted,

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred Senate bill No. 309, entitled

A bill to amend act No. 147 of the public acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," by adding one section to stand as section 15,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred Senate bill No. 148, entitled

A bill to regulate charges for the transmission and delivery of telegraphic messages within the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that it be printed for the use of the committee.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred Senate bill No. 213, entitled

A bill to provide that the division of the league of American wheelmen and the branches thereof, known as the clubs of the State of Michigan, may be incorporated,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The request was granted, and the bill ordered printed for the use of the committee.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
*Lansing, Mich., March 8, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 461 (manuscript), being

An act to amend section 3 of title 6 of an act entitled "An act to revise the charter of the city of Grand Rapids, being amendatory of an act entitled 'An act to incorporate the city of Grand Rapids,' approved April 2, 1850, as amended by the several acts amendatory thereof," approved March 29, 1887, as amended by the several acts amendatory thereof.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

## MOTIONS AND RESOLUTIONS.

Mr. Hopkins moved to reconsider the vote by which the Senate yesterday refused to pass

Senate joint resolution No. 11 (file No. 9), entitled

Joint resolution proposing to amend section 1 of article 6 of the constitution of this State, relative to the judiciary department,

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Hopkins,

The bill was laid on the table.

Mr. Flesheim moved to reconsider the vote by which the Senate passed yesterday,

Senate bill No. 9 (file No. 121), entitled

A bill to amend section 1 of act No. 10 of the public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889,

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Flesheim,

The bill was laid on the table.

## THIRD READING OF BILLS.

Senate joint resolution No. 14 (file No. 8), entitled

A joint resolution proposing an amendment to section 8, article 6, of the constitution of this State, relative to circuit courts,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flesheim

Mr. Fox  
French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley

Mr. McLaughlin  
Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

25

## NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The following is the joint resolution:

**JOINT RESOLUTION** proposing an amendment to section 8, article 6, of the constitution of this State, relative to circuit courts.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to section 8, of article 6, of the constitution of this State be and the same is hereby proposed to read as follows:

SEC. 8. The circuit courts shall have original jurisdiction in all matters civil and criminal, not excepted in this constitution, and not prohibited by law; and appellate jurisdiction from all inferior courts and tribunals and a supervisory control of the same. They shall also have power to issue writs of *habeas corpus*, *mandamus*, injunction, *quo warranto*, *certiorari*, and other writs necessary to carry into effect their orders, judgments and decrees, and give them general control over inferior courts and tribunals within their respective jurisdictions, and in all such other cases and matters as the supreme court shall by rule prescribe: *Be it further resolved*, That said amendment shall be submitted to the people of this State at the next spring election, to be held on the first Monday in April, in the year 1893, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State at least fifteen days prior to said election, and the said sheriffs are required to give the several notices required by law. The Secretary of State shall also certify this proposed constitutional amendment to the clerk of each county in the State, and the said amendment shall be indicated upon the official ballot for said election in accordance with the provisions of act No. 190, of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and [deception] deceptions at elections in this State." Each person voting for said amendment shall designate his vote by a cross mark placed opposite the word "Yes," and each person voting against said amendment shall designate his vote by a cross mark placed opposite the word "No," as indicated upon said official ballot. The ballots shall, in all respects, be canvassed and returns made thereof, as in general elections of State officers.

House bill No. 291 (file No. 111), entitled

A bill to incorporate the village of Luther, in county of Lake,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Clark to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

I.

The committee of the whole have had under consideration the following:  
House bill No. 167 (file No. 53), entitled

A bill to amend section 10, chapter 150, of the compiled laws of 1871, being compiler's section 5660, of Howell's annotated statutes, relative to deeds and conveyances, as amended by act No. 112 of the public acts of 1891,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

II.

The committee of the whole have also had under consideration the following:

Senate joint resolution No. 3 (file No. 1), entitled

Joint resolution proposing an amendment to section 3, of article 4, of the constitution of the State of Michigan, relative to the House of Representatives of the Legislature of the State,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

III.

The committee of the whole have also had under consideration the following:

Senate bill No 20 (file No. 13), entitled

A bill to amend section 10, of act No. 190, of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," approved July 3, 1891,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be laid on the table.

MYRON W. CLARK, *Chairman*.

Report accepted.

The first named bill was placed on the order of third reading of bills:

On motion of Mr. Clark,

The Senate concurred in the amendments made to the second named joint resolution, and the same was placed on the order of third reading of bills.

On motion of Mr. Clark,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was laid on the table.

Mr. Weiss moved that there be a call of the Senate,

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary and no Senators were reported absent without leave.

Mr. Fox moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

By unanimous consent, the Senate resumed the order of



## THIRD READING OF BILLS.

Senate joint resolution No. 3 (file No. 1), entitled

A joint resolution proposing an amendment to section 3 of article 4 of the constitution of the State of Michigan, relative to the House of Representatives of the Legislature of the State,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pascoe    |    |
| Clapp       | Gibson     | Pierce    |    |
| Crane       | Hopkins    | Sabin     |    |
| Earle       | Jewell     | Steel     |    |
| Fleishem    | McGinley   | Weiss     |    |
| Fox         | McLaughlin |           | 20 |

## NAYS.

|           |           |   |
|-----------|-----------|---|
| Mr. Doran | Mr. Hough | 2 |
|-----------|-----------|---|

Mr. Weiss moved to reconsider the vote by which the Senate refused to pass the joint resolution;

Pending which,

Mr. Morrow moved that the motion to reconsider be indefinitely postponed, on which motion he demanded the yeas and nays.

The motion to indefinitely postpone then did not prevail, a majority of all the Senators present not voting therefor by yeas and nays, as follows:

## YEAS.

|           |           |            |   |
|-----------|-----------|------------|---|
| Mr. Doran | Mr. Hough | Mr. Morrow | 3 |
|-----------|-----------|------------|---|

## NAYS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pascoe    |    |
| Clapp       | Gibson     | Pierce    |    |
| Earle       | Hopkins    | Sabin     |    |
| Fleishem    | Jewell     | Steel     |    |
| Fox         | McGinley   | Weiss     | 18 |

The question then recurring on the motion of Mr. Weiss to reconsider the vote by which the Senate refused to pass the joint resolution,

The motion prevailed.

The question then being on the passage of the joint resolution,

On motion of Mr. Weiss,

The joint resolution was laid on the table.

By unanimous consent the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Elections:

The committee on Elections, to whom was referred

Senate bill No. 56, entitled

A bill to amend sections 1, 3, 7, 14, 16, 17, 23, 26, 32, 36, 43 and 44

of act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at election in this State,"

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES S. PIERCE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Pierce,

The request was granted and the bill ordered printed for the use of the committee.

By the committee on Supplies and expenses:

The committee on Supplies and expenses, to whom was referred the following account:

Rep. Moore and committee to Lansing Glee Club, Dr.:

For music furnished Tuesday and Wednesday nights, Feb.

|   |         |
|---|---------|
| 28 and March 1, 1893, memorial services at State capitol... | \$25 00 |
| Hack for ladies .....                                       | 3 00    |

1  
\$28 00

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate and recommend that the account be allowed, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and adopted.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred House bill No. 144, entitled

A bill providing for two voting precincts in the township of Stephenson, in the county of Menominee, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election and members of the board of registration therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleshiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Champion  
Crane

Mr. Garvelink  
Gibson  
Hopkins  
Hough

Mr. Mellen  
Mugford  
Pascoe  
Pierce

Mr. Doran  
Earle  
Flehiem  
Fox  
French

Mr. Jewell  
McGinley  
McLaughlin  
Mears

Mr. Sabin  
Steel  
Turnbull  
Weiss

25

## NAYS.

0

Title agreed to.

On motion of Mr. Flehiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 51 (file No. 71), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894.

Also,

Senate bill No. 122 (file No. 58), entitled

A bill to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying ground, in exchange for other land.

Also,

Senate bill No. 364, entitled

A bill to disorganize the township of Clifton in the county of Keweenaw, and attach the territory of said township to the township of Allouez,

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 357, entitled

A bill to amend sections 3, 11, 27, and 78 of an act, entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By unanimous consent the Senate took up the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 9, 1893.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 8 (file No. 7), entitled

A bill for the relief of Fred C. Harvey private of Company D, 4th Infantry, Michigan State troops, who was injured at the annual encampment of State troops at camp Winans, Island lake, Michigan, August 23, 1892,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 9, 1893. }*

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:  
House bill No. 420, entitled

A bill to amend section No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," by adding two sections thereto to be known as sections 47 and 48,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Clapp  
Clark  
Earle  
Fleishem  
French  
Garvelink

Mr. Gibson  
Hopkins  
Hough  
McGinley  
McLaughlin  
Mears

Mr. Mugford  
Pascoe  
Pierce  
Steel  
Turnbull  
Weiss

19

#### NAYS.

Mr. Brundage  
Champion  
Fox

Mr. Jewell  
Mellen

Mr. Morrow  
Sabin

7

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate took up the order of

## PRESENTATION OF PETITIONS.

No. 94. By Mr. Hough: Petition of Berry Bros., Crescent Mfg. Co., and other Detroit citizens, protesting against the passage of the bill providing that Detroit shall not send her indigent insane to State asylums.

On motion of Mr. Hough,

The petition was ordered spread on the Journal, as follows:

*To the Honorable, the Senators and Representatives of the State of Michigan, Greeting:*

We, the undersigned residents and taxpayers of Wayne county, Michigan, do hereby enter our formal protest against passing of the bill now before your honorable body, in which unjust discrimination is proposed against the county of Wayne in that she is to be denied the privilege of sending her indigent insane to our various State institutions, which have been provided for this purpose.

We sincerely trust our representatives from Wayne county will use their best efforts to defeat this unjust bill.

Referred to the committee on Judiciary.

No. 95. By Mr. McGinley: Petition of Chas. Enge, J. P. Potts, Richard Webar, C. W. Clark and other citizens of Sanilac and St. Clair counties relative to pending liquor legislation.

On motion of Mr. McGinley,

The petition was ordered spread on the Journal, as follows:

*To Hon. CHAS. H. MCGINLEY and Hon. JOHN A. MOLL, Members of the State Legislature of the State of Michigan:*

WHEREAS, It has come to the knowledge of the undersigned, that a bill is introduced in the State Legislature now in session, to amend the liquor law, so as to make the tax for selling liquor at retail \$800.00 or \$1,000.00.

Therefore, we, the undersigned citizens of your representative and senatorial district, would respectfully submit to you and your honorable body, our humble opinion on the regulation of the liquor traffic, and the consequence of the enactment of any such law.

We firmly believe that if the tax on selling liquor at retail would be increased to the amount above stated, the consequence would be that, men engaged in the business unable to pay the tax required would sell without paying any tax, and it would be a hard matter to prosecute and convict a party for selling liquor without having paid the required tax, as public sentiment would be in favor of the liquor dealer in such case.

And further, in consequence of such law, any citizen who does not want to be deprived of anything he wishes to eat or drink, would have to become a violator of the law in order to obtain for himself what he deems necessary; as it could not be sold to him openly, it would be sold on the sly.

We do believe that the present tax, \$300.00, is a just and equitable tax for selling any liquor at retail in country districts, but it should be graded according to population and locality. In cities with a larger population it should be higher than it should be in rural districts.

And we further believe, that the law should so amended, so as to vest

municipal authorities with power, to revoke the liquor license of any party where there is good reason for so doing.

And we further would recommend, that the law should be so amended that the full license money should go to the township or city where the business is carried on, and not one-half of it go to the county, as under the present law. It may be claimed, if nothing of the tax would go to the county that townships not having liquor places would be wronged, as the county would have the cost of prosecution in liquor cases, but we say the fine paid in such cases on conviction should always cover the cost of prosecution.

We recommend this to your careful consideration and most earnestly request you to do all in your power to hinder the enactment of any law that will increase the present tax.

Referred to the committee on Liquor traffic.

On motion of Mr. Mears,

The Senate adjourned and the President announced the Senate would stand adjourned until Monday evening March 13, at 9 o'clock.

*Lansing, Monday, March 13, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Clapp, Crane, Doran, Fleshiem, Fox, Mugford, Pascoe, and Turnbull.

On motion of Mr. McGinley,

Leave of absence was granted to all absentees from today's session.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, }  
*Lansing, March 13, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 357 (manuscript), being

An act to amend sections 3, 11, 27 and 78 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March



Senate joint resolution No. 5 (file No. 5), being

A joint resolution proposing an amendment to section 1, article 9 of the constitution of the State, relative to the salaries of State officers,

Also,

Senate bill No. 122 (file No. 58), being

An act to authorize the board of trustees of the Eastern Michigan Asylum to sell and convey certain lands held by the State for burying grounds, in exchange for other land.

Also,

Senate bill No. 364 (manuscript), being

An act to disorganize the township of Clifton in the county of Keweenaw and attach the territory of said township to the township of Allouez,

Also,

Senate bill No. 51 (file No. 71), being

An act making an appropriation for the current expenses of the Michigan Soldiers' Home for the years 1893 and 1894.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, March 8, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 164 (manuscript), being

An act to reincorporate the city of Holland.

Very respectfully,

JOHN T. RICH,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 9, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 414 (file No. 135), entitled

A bill to prohibit the taking, catching or destruction of fish in Pigeon river or lake, in the township of Olive, Ottawa county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 9, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 157 (file No. 89), entitled

A bill to legalize and make valid the township bonds of Pentwater township, Oceana county,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 441 (file No. 170), entitled

A bill to amend section 4 of "An act to authorize the city of Detroit to borrow money for the purpose of erecting a central market in said city and to issue bonds for the payment of the same," approved April 22, 1875, as amended by act No. 355 of the local acts of 1881,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 9, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 181 (file No. 77), entitled

A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan as filed in said office under the date of May 10, 1873, the same when so executed and filed, to relate back to the date of said original plat and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 9, 1893.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 185 (file No. 90), entitled

A bill to provide for and authorize the construction and maintenance of a dam across the Chippewa river at the village of Isabella city, in the township of Union, in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works and to generate electricity, and for other purposes.

In the passage of which, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 9, 1893.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 14 (file No. 8), entitled

A joint resolution proposing an amendment to section 8, article 6, of the constitution of this State, relative to circuit courts,

In the passage of which the House has concurred by a vote of two-thirds of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 9, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 491, entitled

A bill to amend section 1 of act No. 277, of the local acts of the State of Michigan of the year 1885, entitled "An act to incorporate the village of Manistique," approved March 17, 1885, and all subsequent amendments to such section,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

#### MOTIONS AND RESOLUTIONS.

Mr. Jewell, by unanimous consent, moved to reconsider the vote by which the Senate on the 9th instant passed.

House bill No. 420, entitled

A bill to amend section 190 of the public acts of 1891, entitled "An act to prescribe the manner of conduction and to prevent fraud and deception at elections in this State," by adding two sections thereto to be known as sections 47 and 48;

Which motion prevailed.

The question then being on the passage of the bill,

Mr. Morrow moved that the bill be printed for the use of the Senate and be made the special order for tomorrow at 2:30 o'clock, p. m.

Mr. Morrow arose to a

#### QUESTION OF PRIVILEGE,

in that a certain newspaper, the State Republican of March 11, 1893, contains an article derogatory to his character as a Senator, as follows:

"JUST So.—For the benefit of the Lansing Journal the Republican will say that it has occurred to us that the democrats represent a considerable constituency (democrats and republicans) in this State—and for that reason alone they should be in better business than simply sitting in the two houses and obstructing legislation at the cost of the whole people, to gratify personal spite and carry out partisan ends.

"That is precisely what a half dozen of them have been doing in the House for the past sixty days. That is just what Turnbull and Morrow have been doing in the Senate. None of them have proposed any really valuable or important legislation. They are not representing their constituents. They are simply obstructionists, representing nothing but a political cabal in their own party, whose aim it is to see that the republicans gain no capital by contrast with the democratic legislation which preceded them.

"These facts are no secrets. They have become commonly known and understood—and being understood, it is a duty which fair men as well as

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

#### MOTIONS AND RESOLUTIONS.

Mr. Jewell, by unanimous consent, moved to reconsider the vote which the Senate on the 9th instant passed

House bill No. 420, entitled

A bill to amend section No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," by adding two sections thereto to be known as sections 47 and 48;

Which motion prevailed.

The question then being on the passage of the bill,

Mr. Morrow moved that the bill be printed for the use of the Senate and be made the special order for tomorrow at 2:30 o'clock, p. m.

#### THIRD READING OF BILLS.

House bill No. 167 (file No. 53), entitled

A bill to amend section 10 of chapter 150 of the compiled laws of 1871, being compiler's section 5660 of Howell's annotated statutes relative to deeds and conveyances as amended by act number 112 of the public acts of 1891,

Was read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. McLaughlin,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Laughlin,<sup>1</sup>

The Senate went into committee of the whole on the general order whereupon,

The President called Mr. Gilbert to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 366 (file No. 123), entitled

A bill to organize the township of Rudyard, county of Chippewa,

But not having completed the consideration thereof, ask leave to sit again.

PETER GILBERT, *Chairman*.

Report accepted.

On motion of Mr. Gilbert leave was granted for the committee to sit again.

On motion of Mr. Barnard,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Tuesday, March 14, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Fleshiem, Mugford, Pascoe, Steel and Turnbull.

On motion of Mr. Mears,

All absentees were excused from today's session.

#### PRESENTATION OF PETITIONS.

No. 97. By Mr. Mellen: Remonstrance of the Rochester Grange against an appropriation for the State Agricultural Society, or an additional appropriation for the World's Fair.

Referred to the committee on Finance and appropriations.

No. 98. By Mr. Gilbert: Petition of J. A. Reeves and forty others asking that the bill introduced on behalf of fishermen's associations be passed.

On motion of Mr. Gilbert,

The petition was ordered spread on the Journal, as follows:

*Bay City, Mich., March 9, 1893.*

*Hon. Peter Gilbert, Lansing, Mich.:*

DEAR SIR—The undersigned fishermen in and about Bay county are desirous that the bill regulating the taking of fish, recently introduced into the House, on behalf of the fishermen's association, should become a law. We would, therefore, respectfully request you to give it your support and use your influence to secure its favorable consideration and passage.

Referred to the committee on Fisheries.

No. 99. By Mr. McGinley: Invitation of Lansing tent, No. 276, K. O. T. M., to the Senate, to attend a reception and entertainment Thursday evening.

On motion of Mr. McGinley,

The invitation was ordered spread on the Journal, as follows:

*To the Hon. Lieutenant Governor and Members of the Senate of the State of Michigan:*

GENTLEMEN—On behalf the great camp of the Knights of the Maccabees for Michigan and Lansing tent No. 276, we herewith extend to you a cordial invitation to attend a reception and entertainment at Armory hall, Lansing, Michigan, on Thursday evening, March 16, 1893.

J. M. TORRY and

A. W. HOISINGTON,

*Deputy great commanders.*

On behalf of the great camp and

F. F. PIERCE,

*Commander of Lansing tent.*

Dated March 14, 1893, at Lansing, Mich.

No. 100. By Mr. Gibson; Resolution of the Detroit common council protesting against any legislation which would compel the city to retain the Central market or affect the controversy pending in relation thereto.

Referred to the committee on Cities and villages.



## REPORTS OF STANDING COMMITTEES.

By the committee on State affairs and Supplies and expenses:

The joint committee on State affairs and Supplies and expenses would most respectfully report that they have selected Edward E. Rice clerk of said committees, to fill the vacancy created by the death of Herbert C. Read.

EDMUND M. BARNARD,

*Chairman of State Affairs.*

R. E. FRENCH,

*Chairman of Supplies and Expenses.*

Report accepted.

On motion of Mr. Barnard,

The report was adopted.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 177, entitled

A bill to amend section 1 of act No. 140 laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," approved June 2, 1883, as amended by act number 98 public acts of 1891, being compiler's section 2287 of Howell's annotated statutes, and to add a new section thereto to stand as section 15 of said act.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 49, entitled

A bill to amend section 2 of chapter 166, of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882 relative to new trials and exceptions in criminal cases, and to add a new section to said chapter to stand thereto as section 8,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, Senator Pierce dissenting, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 290, entitled

A bill to amend section 1 of act No. 186 of the public acts of 1867, entitled "An act to authorize dissection in certain cases for the advancement of science," approved March 27, 1867, as amended by act 113 of the public acts of 1871, act 138 of the public acts of 1875, act No. 16 of the public acts of 1881, and act No. 83 of the public acts of 1885, the same being compiler's section 2284 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, and recommend that the bill be referred to the committee on Public Health.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. McGinley,

The bill was then referred to the committee on Public health.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 112 (file No. 53), entitled

A bill to amend sections 11 and 12 of act No. 164, public acts of 1877, entitled "An act to authorize cities, incorporated villages and townships, to establish and maintain free public libraries and reading rooms," approved May 21, 1877, bearing compiler's sections 5185 and 5186 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was laid on the table.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate Joint resolution No. 19, entitled

A joint resolution for appointment of commissioners on legal reform,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass.

And they do further recommend that the title to said joint resolution be amended to read as follows: "Joint resolution providing for the appointment by the Governor of commissioners to revise the legal procedure of this State," and ask to be discharged from a further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the joint resolution by the committee.

On motion of Mr. McGinley,

The joint resolution was then referred to the committee on Finance and appropriations.

By the committee on Roads and bridges:

The committee on Roads and bridges, to whom was referred

House joint resolution No. 13, entitled

A joint resolution proposing an amendment to article ten of the constitution of this State by adding a new section to stand as section 12, relative to the counties of Bay and Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WM. MEARS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Mears,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Gilbert,

The bill was laid on the table.

By the committee on Insurance:

The committee on Insurance, to whom was referred

Senate bill No. 312, entitled

A bill for the creation of inquests on fires, and the accumulation and reporting of fire statistics,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The request was granted, and the bill ordered printed for the use of the committee.

#### MOTIONS AND RESOLUTIONS.

Mr. Hopkins offered the following resolution:

*Resolved*, That the State printer be instructed to print 200 copies of "Real estate exemptions under the present law," as furnished by the committee on Taxation for the use of said committee.

Which resolution was adopted.

Mr. Mears moved to take from the table,

Senate bill No. 487, entitled

A bill to amend section 1 of act No. 265 of the local acts of 1885, entitled "An act to reincorporate the city of Cadillac, and to repeal act No. 254 of the session laws of 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled 'An act to amend section 1 of act No. 254 of the session laws of 1877,' approved March 20, 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875," approved March 6, 1885.

Which motion prevailed.

Mr. Mears moved that the bill be referred to the committee on Cities and villages;

Which motion prevailed.

Mr. Brundage moved to take from the table,

Senate joint resolution No. 22, entitled

A joint resolution providing for the adjustment of certain claims of the county of Muskegon against the State;

Which motion prevailed.

On motion of Mr. Brundage,

The joint resolution was referred to the committee on Claims and public accounts.

Mr. Clapp offered the following resolution:

*Resolved*, That a respectful message be sent to the House, asking the return to the Senate of

House bill No. 687, entitled

A bill to amend act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo and to repeal an act entitled 'An act to reincorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts,' approved March 15, 1861, as amended by the several acts amendatory thereof," as amended by the several acts amendatory thereof, and to add seven new sections to said act; also to add one new chapter, to be known as chapter 28.

Which resolution was adopted.

Mr. Burt moved to take from the table,

Senate bill No. 22, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw;

Which motion prevailed.

The question being on concurring in the amendment made by the House to the bill,

On motion of Mr. Burt,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Crane  
Doran  
Earle  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley

Mr. McLaughlin  
Mears  
Mellen  
Morrow  
Pierce  
Sabin  
Weiss

23

#### NAYS.

0

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect January 1, 1895.

Mr. Clapp moved to take from the table,

Senate joint resolution No. 13, entitled

A joint resolution authorizing the Governor to issue a commission to Frank D. Baldwin as lieutenant colonel of the Nineteenth Michigan Infantry to date from May 15, 1865;

Which motion prevailed.

On motion of Mr. Clapp,

The joint resolution was referred to the committee on Military affairs.

THIRD READING OF BILLS.

Senate bill No. 240 (file No. 128), entitled

A bill to authorize the incorporation of associations for the improvement of municipal affairs,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Sabin moved to amend the bill by inserting in line 2 section 1 after the word "state" the words "being citizens of the United States;"

Which motion prevailed and the bill was so amended.

The question then being on the passage of the bill,

On motion of Mr. Weiss,

The bill was laid on the table.

The President announced that the hour of 2:30 p. m. had arrived, being the time fixed for the

SPECIAL ORDER,

being the consideration of

House bill No. 420 (file No. 210), entitled

A bill to amend act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," by adding two new sections thereto, to be known as sections 47 and 48.

Mr. Fox moved that the bill be referred to the committee of the whole;

Which motion prevailed.

On motion of Mr. Fox,

The Senate went into committee of the whole on the special order, with the President in the chair;

After some time spent therein the committee rose and, through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 420 (file No. 210), entitled

A bill to amend act No. 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," by adding two new sections thereto, to be known as sections 47 and 48,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

J. WIGHT GIDDINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and, pending the taking of the vote on the passage thereof,

Mr. McLaughlin moved to amend the bill as follows:

1. By striking out of line 3 of section 1 the word "two" and inserting in lieu thereof the word "a."

2. By striking out of line 4 of section 1 the word "sections" wherever it occurs in said line and inserting in lieu thereof the word "section."

3. By striking out of line 4 of section 1 the words "and 48" wherever they occur in said line.

Which motion prevailed and the bill was so amended.

The bill as thus amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |    |
| Brundage    | French    | Mears          |    |
| Burt        | Garvelink | Mellen         |    |
| Champion    | Gibson    | Morrow         |    |
| Clapp       | Hopkins   | Pierce         |    |
| Crane       | Hough     | Sabin          |    |
| Doran       | Jewell    | Steel          |    |
| Earle       | McGinley  | Weiss          | 24 |

## NAYS.

0

The question being on agreeing to the title,

Mr. Hopkins moved to amend the title so as to read as follows:

A bill to amend act number 190 of the public acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," by adding a new section thereto, to be known as section 47.

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 293 (file No. 106), entitled

A bill to amend sections 2 and 63 of an act, entitled "An act to re-incorporate the village of Galesburg," approved April 5, 1869,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |           |                |
|-------------|-----------|----------------|
| Mr. Barnard | Mr. Fox   | Mr. McLaughlin |
| Brundage    | Garvelink | Mears          |
| Burt        | Gibson    | Mellen         |
| Champion    | Gilbert   | Morrow         |



Mr. Clapp  
Crane  
Earle

Mr. Hopkins  
Hough  
Jewell

Mr. Sabin  
Steel  
Weiss

21

NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole, on the general order, whereupon

The President called Mr. Earle to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following.

Senate bill No. 435 (file No. 124), entitled

A bill to amend section 13, of act No. 133, of the session laws of 1879, as amended, being "An act to establish an institution under the name and style of the Michigan Reform School for Girls, being section 9839 of Howell's annotated statutes, and to add four new sections to said act to be numbered 18, 19, 20, 21 and 22, for the protection of inmates and subjects of said institution,"

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 135 (file No. 126), entitled

A bill to prescribe the manner of recording deeds, mortgages and powers of attorney and other instruments in the office of register of deeds in the several counties in this State,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be referred to the committee on Taxation.

J. MILTON EARLE, *Chairman.*

Report accepted.

On motion of Mr. Earle,

The Senate concurred in the amendments made to the first named bill, and the same was placed on the order of third reading of bills.

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was referred to the committee on Taxation.

On motion of Mr. Weiss,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Wednesday, March 15, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Mugford, Steel and Turnbull.

On motion of Mr. Fleshiem,

Leave of absence was granted to Mr. Turnbull for the remainder of the week.

On motion of Mr. Hough,

Leave of absence was granted to Mr. Steel from today's session.

On motion of Mr. Gibson,

Leave of absence was granted to Mr. Mugford from today's session.

Mr. Brundage, unanimous consent being given, offered the following resolution:

*Resolved*, That Senate bill No. 4 (file 49), entitled "A bill to prohibit the issuing to or receiving or using by any member of the Legislature of any pass, mileage book or free transportation of any kind on any railroad of this State, be taken from the table,

Which resolution was adopted.

The question being on the passage of the bill,

Mr. Pierce moved that the bill be made the special order for Tuesday, March 28, at 2:30 o'clock p. m.,

On which motion Mr. McLaughlin demanded the yeas and nays.

The motion made by Mr. Pierce then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Burt  
Doran  
Earle  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
Mears

Mr. Mellen  
Pascoe  
Pierce  
Sabin  
Weiss

17

#### NAYS.

Mr. Barnard  
Brundage  
Champion

Mr. Clapp  
Clark  
Crane

Mr. Fleshiem  
McLaughlin  
Morrow

9

#### PRESENTATION OF PETITIONS.

No. 101. By Mr. Fleshiem: Petition of H. D. Fifield and 49 other citizens of Menominee county urging the passage of Representative Gluecklich's bill, taxing all property, national, state, county, and municipal alone excepted.

Referred to the committee on taxation.

No. 102. By Mr. Fleshiem: Petition of William Lehman and 26 other citizens of Menominee county on the same subject.

Same reference.

No. 103. By Mr. Crane: Petition of W. C. Buck, J. E. Welch, W. G. Ripley and many other citizens of Genesee county against the repeal of the present highway laws.

On motion of Mr. Crane,

The petition was ordered spread on the Journal as follows:

*To the Honorable the Senate and House of Representatives of the State of Michigan, Lansing, Michigan:*

We, the undersigned, farmers of the county of Genesee, Michigan, learning that there is a bill now before your honorable body the object of which is to repeal our present system of highway laws and enact in its stead laws making all highway taxes payable in cash, thereby depriving us of the privilege of paying a portion of our taxes in labor, and looking to large and expensive improvements on the highways of this State, would most respectfully and earnestly remonstrate against the passage of such an act. We as a class feel that our present system is sufficient for all practical purposes, and being a class of citizens upon whom the taxes of our State fall most heavily, do most earnestly protest against the passage of this or any other law that will tend to increase the taxes of the hard-worked and already tax-burdened farmer, for the benefit, as it appears to us, of a comparative few non-taxpaying, arrogant wheelmen. And your petitioners will ever pray.

*Linden, March 2, 1893.*

Referred to the committee on Roads and bridges.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 487, entitled

A bill to amend section 1 of act No. 265 of the local acts of 1885, entitled "An act to reincorporate the city of Cadillac, and to repeal act No. 254 of the session laws of 1877, entitled 'An act to incorporate the city of Cadillac and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled 'An act to amend section 1 of act No. 254 of the session laws of 1877,' approved March 20, 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875," approved March 6, 1885,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion Mr. Weiss,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 198, entitled

A bill to incorporate the village of Grosse Pointe Park in the county of Wayne, and for that purpose to detach certain territory from the village of Grosse Pointe,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 154, entitled

A bill to authorize the city of Grand Haven to raise money to be used towards the construction of a court house therein for the county of Ottawa in excess of the amount of its pro rata tax,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. McGinley  
Mears  
Mellen  
Morrow  
Pascoe  
Pierce  
Sabin  
Weiss

25.

#### NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 70 (file No. 20), entitled

A bill to amend by adding a new section to stand as section 39, chapter 118, of the revised statutes of 1846, being compiler's chapter 282 of Howell's annotated statutes of Michigan, entitled "The voluntary dissolution of corporations and the abatement of suits by and against them,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend chapter 118 of the revised statutes of 1846, entitled "The voluntary dissolution of corporations and of the abatement of suits

by and against them," being compiler's chapter 282 of second Howell's annotated statutes of Michigan, by adding a new section to said chapter 118, to stand as section 39,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the adoption of the substitute reported by committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 409, entitled

A bill to amend Sec. 142, Chap. 90, of the revised statutes of 1846, the same being 6736, of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and that they further recommend that the title to said bill be amended by adding thereto the following words, viz.: "relative to courts of chancery," and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred,

Senate Bill No. 475, entitled

A bill to prohibit circuit judges from practicing as attorneys at law in their own circuits or adjoining circuits,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, Senator McGinley dissenting, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 292, entitled

A bill to amend section 7127 of the compiled laws of 1871, being section 8686 of Howell's annotated statutes of Michigan, relative to writs of error as amended by act No. 151 of the public acts of 1889, approved June 17, 1889,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommended that it do pass, Senator Pierce dissenting, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

House bill No. 636, entitled

A bill to amend sections 1 and 10 of chapter 298 of Howell's annotated statutes, entitled "Informations in the nature of quo warranto and in certain other cases,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and they do further recommend that the title to said bill be amended so as to read as follows:

A bill to amend sections 1 and 10 of chapter 136 of the revised statutes of 1846, entitled "Informations in the nature of quo warranto and in certain other cases," being compiler's sections 8635 and 8644 of 2 Howell's annotated statutes of Michigan,

And ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 195, entitled

A bill to amend section 11 of act No. 116 of the public acts of 1881, entitled "An act to amend section 11 of act No. 168 of the session laws of 1879, entitled 'An act to provide for the publication, stereotyping, printing, binding, distribution and sale of the reports of decisions of the supreme court of Michigan, and to repeal sections 5 and 6, chapter 180, being compiler's sections 5655 and 5656 of the compiled laws of 1871,'" approved April 15, 1879, and being compiler's section 7214 of Howell's annotated statutes of Michigan of 1882,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred



House bill No. 360, entitled

A bill to prevent the killing, or molesting in any way of Mongolian or English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 427, entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 127, laws of 1879, as amended by act No. 49 of the laws of 1881, act No. 20 of the laws of 1883, and act No. 71, laws of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 10, entitled

A bill to compel the use of safety valves on cylinders, drums or other vessels, etc., containing carbonic acid gas, nitrous oxide gas and like aeriform substances,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged

On motion of Mr. Barnard,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Institution for the Deaf and Dumb:

The committee on Institution for the Deaf and Dumb, to whom was referred

Senate bill No. 272, entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JESSE D. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crane,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed and referred to the committee on Finance and appropriations.

By the committee on Elections:

The committee on Elections, to whom was referred

House bill No. 120, entitled

A bill to amend section 4 of an act entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State," the same being act No. 190 of the public acts of 1891, and to repeal all acts and parts of acts contravening the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES S. PIERCE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |           |    |
|-------------|-----------|-----------|----|
| Mr. Barnard | Mr. Earle | Mr. Hough |    |
| Brundage    | Fleishem  | Jewell    |    |
| Burt        | Fox       | McGinley  |    |
| Champion    | French    | Mears     |    |
| Clapp       | Garvelink | Mellen    |    |
| Clark       | Gibson    | Pierce    |    |
| Crane       | Gilbert   | Sabin     |    |
| Doran       | Hopkins   | Weiss     | 24 |

#### NAYS.

|            |            |   |
|------------|------------|---|
| Mr. Morrow | Mr. Pascoe | 2 |
|------------|------------|---|

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 366, entitled

A bill to detach certain territory from the township of Germfask and attach the same to the township of Doyle in Schoolcraft county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleishem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |              |            |    |
|-------------|--------------|------------|----|
| Mr. Barnard | Mr. Fleshier | Mr. Jewell |    |
| Brundage    | Fox          | Mears      |    |
| Burt        | French       | Mellen     |    |
| Champion    | Garvelink    | Morrow     |    |
| Clapp       | Gibson       | Pascoe     |    |
| Clark       | Gilbert      | Pierce     |    |
| Doran       | Hopkins      | Sabin      |    |
| Earle       | Hough        | Weiss      | 24 |

## NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

House bill No. 414 (file No. 135), entitled

A bill to prohibit the taking, catching or destruction of fish in Pigeon river or lake, in the township of Olive, Ottawa county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |           |            |   |
|-------------|-----------|------------|---|
| Mr. Barnard | Mr. Fox   | Mr. Jewell |   |
| Brundage    | French    | McGinley   |   |
| Burt        | Garvelink | Mears      |   |
| Champion    | Gibson    | Mellen     |   |
| Clapp       | Gilbert   | Pascoe     |   |
| Crane       | Hopkins   | Pierce     |   |
| Earle       | Hough     | Sabin      |   |
| Fleshier    |           |            | 2 |

## NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

Senate bill No. 246, entitled

A bill making appropriations for the State board of fish commissioners for the year ending June 30, 1894, and the year ending June 30, 1895,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from further consideration of the subject.

C. F. GIBSON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed and referred to the committee on Finance and appropriations.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 125, entitled

A bill making an appropriation of twenty-five thousand dollars as a working capital for the Eastern Michigan Asylum,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommended that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred House joint resolution No. 1 (file No. 1), entitled

Joint resolution for the relief of Mrs. Sophia Brewer, of Saginaw, Michigan.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the joint resolution when so amended do pass and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the joint resolution by the committee.

On motion of Mr. Fox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp

Mr. Fleshiem  
Fox  
French  
Garvelink  
Gibson

Mr. McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Clark  
Crane  
Doran  
Earle

Mr. Gilbert  
Hopkins  
Hough  
Jewell

Mr. Pascoe  
Pierce  
Sabin  
Weiss

27

NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred

House joint resolution Nos. 4 and 9 (file No. 4), entitled

A joint resolution proposing an amendment to section 28 of article 4 of the constitution of this State relative to the introduction of bills in the Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject

F. W. CLAPP, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN,  
*Lansing, March 15, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 185 (file No. 90), being

An act to provide for, and authorize the construction and maintenance of a dam across the Chippewa river, at the village of Isabella City, in the township of Union, in the county of Isabella near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works and to generate electricity, and for other purposes.

Also,

Senate joint resolution No. 14 (file No. 8), being

Joint resolution proposing an amendment to section 8, article 6 of the constitution of this State, relative to circuit courts.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

The President also announced the following:

*Lansing, March 15, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 181 (file No. 77), being

An act to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873, the same, when so executed and filed to relate back to the date of said original plat, and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed.

Also,

Senate bill No. 157 (file No. 89), being

An act to legalize and make valid the township bonds of Pentwater township, Oceana county.

Also,

Senate bill No. 413 (Manuscript), being

A act to incorporate the village of Kingston in Tuscola county.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1893. }

*To the President of the Senate:*

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No 72 (file No. 21), entitled

A bill to fix the salary of the probate judge of Bay county,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 533 (file No. 120), entitled

A bill to revise and amend the charter of the city of Ludington, Mason county, Michigan,

Which has passed the House by a vote of two-thirds of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*



The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 288 (file No. 86), entitled

A bill to revise and amend the charter of the city of Dowagiac and the acts amendatory thereof and repeal all acts and parts of acts in conflict therewith,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit to the Senate the following bill:

House bill No. 92 (file No. 69), entitled

A bill to amend sections 1, 4 and 5 of an act entitled "An act to provide for the election of a county commissioner of school examiners [and], to define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act,"

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Elections.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 399 (file No. 92), entitled

A bill to amend title 17 of act No. 304 of the local acts of 1889, entitled "An act to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city, and to repeal an act entitled 'An act to incorporate the village of Lakeside, in the county of Muskegon,'" approved March 21, 1883, approved March 5, 1887, by adding a section thereto to stand as section 7,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 9, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 121 (file No. 72), entitled

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, in the State of Michigan, and to organize the township of Dafter in said county,

And to inform the Senate that the House has amended the same as follows:

1. By striking out section 1, and inserting the following in lieu thereof:

SECTION 1. *The People of the State of Michigan enact*, That the following described territory, to wit: The north four (4) miles of the surveyed township numbered forty-five (45) north of range one (1) west, (excepting sections one (1), twelve (12), thirteen (13), and twenty-four (24) ); also the north four miles of townships forty-five (45) north of range two (2) west, forty-five (45) north of range three (3) west, forty-five (45) north of range four (4) west, and forty-five (45) north of range five (5) west, and the whole of township forty-six (46) north of range one (1) west, (excepting sections twenty-four (24), twenty-five (25) and thirty-six (36) ), now forming part of the township of Bruce in the county of Chippewa, be and the same is detached from the residue of the above named township, and organized into a separate township, to be known as the township of Dafter.

2. By inserting in line 2, of section 2, and in line 1 of section 5, after the name "George Morris," the name "Martin Mansfield."

3. By striking out in line 3, of section 3, the word "fifteen" and the figures "15" and inserting in lieu thereof the word "five,"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Fleshiem,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fleshiem  
Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. McGinley  
Mears  
Mellen  
Morrow  
Pascoe  
Pierce  
Sabin  
Weiss

26

## NAYS.

0

The bill was then referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansng, March 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 950, entitled

A bill to amend act No. 253 of the local acts of 1877, entitled "An act providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a registration of the voters thereof and determining who shall be inspectors of election therein," as amended by act No. 367 of the local acts of 1889,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fleshiem  
Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. McGinley  
McLaughlin  
Mears  
Mellen  
Morrow  
Pascoe  
Pierce  
Sabin  
Weiss

27

## NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

87—R

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following bill:

House bill No. 687, entitled

A bill to amend act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo and to repeal an act entitled 'An act to reincorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts,' approved March 15, 1861, as amended by the several acts amendatory thereof," and to add seven new sections to said act, also to add one new chapter to be known as chapter 28,

In accordance with the request of the Senate therefor.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

Mr. Clapp moved to reconsider the vote by which the Senate, on the 8th instant, passed the above named bill,

Which motion prevailed.

The question then being on the passage of the bill,

On motion of Mr. Clapp the bill was then referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 253 (file No. 98), entitled

A bill to incorporate the village of Concord, Jackson county, and to repeal act No. 227 of the laws of 1871, entitled "An act to incorporate the village of Concord," approved March 18, A. D. 1871,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

Mr. Fleshiem moved to take from the table

Senate bill No. 9 (file No. 121), entitled

A bill to authorize railroad companies whose roads are situate in the upper peninsula to lease, sell or convey their property and franchises to any other railroad company, and to lease and purchase the property and franchises of other companies.

On motion of Mr. Fleshiem,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. McGinley moved to take from the table

Senate bill No. 342, entitled

A bill to license foreign sportsmen, and prescribing a penalty for such sportsmen hunting or fishing within the borders of this State without first paying such license,

Which motion prevailed.

On motion of Mr. McGinley,

The bill was ordered printed and referred to the committee on Counties and townships.

Mr. Fox moved to take from the table

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the United Home Protectors' Fraternity, a co-operative, social, beneficial and fraternal society or order,

Which motion prevailed.

On motion of Mr. Fox,

The bill was referred to the committee on Judiciary.

Mr. Clapp offered the following resolution:

*Resolved*, That Senate bill No. 219, entitled

A bill to amend section 1 of chapter 7 of an act entitled "An act granting and defining the powers and duties of incorporated villages," approved April 1, 1875, as amended by act number 52 of the session laws of 1883, entitled "An act to amend section 1 of chapter 7 of an act entitled 'An act granting and defining the powers and duties of incorporated villages,' " approved April 20, 1883, the same being section 2847 of Howell's annotated statutes,

Be taken from the table,

Which resolution was adopted.

On motion of Mr. Clapp,

The bill was referred to the committee on Cities and villages.

Mr. Burt offered the following resolution:

*Resolved*, That a special committee of five be appointed by the President to investigate and report whether the University at Ann Arbor, the State Normal School at Ypsilanti, or the Agricultural College at Lansing are teaching any similar branch or branches of education embraced in the curriculum of any two of these institutions, and, if so, what are such branches.

Mr. McLaughlin moved that the resolution be laid on the table, on which motion he demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Champion  
Crane  
Doran  
Hopkins

Mr. Hough  
Jewell  
McLaughlin  
Pascoe

Mr. Pierce  
Sabin  
Weiss

11

#### NAYS.

Mr. Barnard  
Brundage

Mr. Fox  
Garvelink

Mr. McGinley  
Mears

Mr. Burt  
Earle  
Fleishem

Mr. Gibson  
Gilbert

Mr. Mellen  
Morrow

13

Mr. McLaughlin then moved to amend the resolution by striking out the words "a special committee" and inserting in lieu thereof the words, "the committees on University, Normal School and Agricultural College, jointly,"

After some time spent in the consideration of which,

Mr. McGinley moved the previous question,

Which motion was supported.

The question then being "Shall the main question now be put?"

The same was ordered.

The amendment offered by Mr. McLaughlin was then concurred in and the resolution as thus amended was adopted.

Mr. Earle offered the following resolution:

*Resolved*, That when the Senate closes the business of this session it take a recess until 7:30 p. m.,

Which motion was adopted.

The President announced the following:

*Lansing, March 13, 1893.*

*To the Honorable Senate:*

I hereby tender you my resignation as the Engrossing and Enrolling Clerk of the Senate.

Very respectfully,

WILLIAM S. CARPENTER.

Mr. Pierce offered the following resolution:

*Resolved*, That the committee on Engrossment and enrollment be and are hereby empowered and directed to appoint an Engrossing and Enrolling Clerk to fill the vacancy caused by the resignation of William S. Carpenter,

Which resolution was adopted.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 533 (file No. 120), entitled

A bill to revise and amend the charter of the city of Ludington, Mason county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Doran,

The bill was laid on the table.



## THIRD READING OF BILLS.

Senate bill No. 435 (file No. 124), entitled

A bill to amend section 13 of act No. 133 of the session laws of 1879 as amended, being "An act to establish an institution under the name and style of the Michigan Reform Schools for Girls, being section 9839 of Howell's annotated statutes and to add four new sections to said act to be numbered 18, 19, 20, 21 and 22, for the protection of inmates and subjects of said institution,"

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Clapp, by unanimous consent, moved to amend the bill by adding after the word "amended" in line 5 of the enacting clause, same being section 1, the words, "and that two new sections numbered 21 and 22 be added to said act,"

Which motion prevailed, and the will was so amended.

Mr. Clark, by unanimous consent, moved to amend the bill by inserting after the word "Home," in line 5 of section 21, the words, "or shall aid, assist any such girl to leave this State,"

Which motion prevailed, and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## . YEAS.

|             |              |              |    |
|-------------|--------------|--------------|----|
| Mr. Barnard | Mr. Fleshiem | Mr. McGinley |    |
| Brundage    | Fox          | McLaughlin   |    |
| Burt        | French       | Mears        |    |
| Champion    | Garvelink    | Mellen       |    |
| Clapp       | Gibson       | Morrow       |    |
| Clark       | Gilbert      | Pascoe       |    |
| Crane       | Hopkins      | Pierce       |    |
| Doran       | Hough        | Sabin        |    |
| Earle       | Jewell       | Weiss        | 27 |

## NAYS.

0

The question being on agreeing to the title,

Mr. Clapp moved to amend the title as follows:

By striking out of line 5 of the title word "four" and inserting the word "two" in lieu thereof.

Also,

Strike out of line 6 of said title the words "eighteen, nineteen, twenty,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Doran to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following:  
Senate bill No. 367 (file No. 122), entitled

A bill to detach certain territory from the township of Inwood and attach the same to the township of Harrison, in Schoolcraft county, Michigan.

House bill No. 636, entitled

A bill to amend sections 1 and 10 of chapter 136 of the revised statutes of 1846, being chapter 298 of Howell's annotated statutes, entitled "Informations in the nature of a *quo warranto*, in certain other cases,"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 360, entitled

A bill to prevent the killing, hunting, or molesting in any way of Mongolian or English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 273 (file No. 125), entitled

A bill to provide for the commencement and maintenance of suits or proceedings, at law or in equity, against the State of Michigan, in cases where real estate has been heretofore, or may be hereafter, bid in to this State, for delinquent taxes, under any general tax law thereof.

Senate bill No. 99 (file No. 69), entitled

A bill to provide for the adoption of a uniform system of text books for all the public schools in this State, and to create a board of commissioners for the purpose of securing for use in the common schools of the State of Michigan, a series of text books; defining the duties of certain officers with reference thereto, making appropriation therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, repealing all laws in conflict herewith.

House joint resolution Nos. 4 and 9 (file No. 4), entitled

A joint resolution proposing an amendment to section 28 of article 4 of the constitution of this State relative to the introduction of bills in the Legislature,

Have directed their chairman to report the same back to the Senate with the recommendation that all after the enacting clauses of each of said bills and joint resolution be stricken out.

## IV.

House bill No. 1 (file No. 8), entitled

A bill to amend act 126 of the session laws of 1863, entitled "An act to provide for and regulate the transfer of personal estates held in trust," approved March 17, 1863, the same being compiler's sections numbers 5831, 5832 and 5833 of chapter 220, of Howell's annotated statutes of the State of Michigan,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be re-referred to the committee on Judiciary.

PETER DORAN, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Doran,

The Senate concurred in the amendments made to the second named bill and the same was placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee regarding the third named bills and joint resolution,

Mr. Clapp demanded a division of the question as to the joint resolution and demanded the yeas and nays on the question of concurring.

The Senate then concurred in the recommendation of the committee regarding the said joint resolution, and all after the enacting clause thereof was stricken out, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|              |            |            |    |
|--------------|------------|------------|----|
| Mr. Brundage | Mr. Gibson | Mr. Morrow |    |
| Crane        | Hopkins    | Pascoe     |    |
| Earle        | Jewell     | Pierce     |    |
| Fox          | McGinley   | Sabin      |    |
| Garvelink    | Mears      | Weiss      | 15 |

#### NAYS.

|             |           |             |   |
|-------------|-----------|-------------|---|
| Mr. Barnard | Mr. Clark | Mr. Gilbert |   |
| Burt        | Doran     | Mellen      |   |
| Clapp       | French    |             | 8 |

On motion of Mr. Doran,

The preamble and enacting clause of the joint resolution was laid on the table.

On motion of Mr. Doran,

The Senate concurred in the recommendation of the committee regarding the third named bills, and all after the enacting clause of each of said bills was stricken out.

On motion of Mr. Doran,

The title and enacting clause of each of said bills was then laid on the table.

On motion of Mr. Doran,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the same was re-referred to the committee on Judiciary.

Unanimous consent being given, Mr. Clark moved that Mr. Pierce act as chairman of the committee on University, Normal School and Agricultural College, in the consideration by such committees, acting jointly, of the resolution offered by Mr. Burt, and today adopted by the Senate and referred to them;

Which motion prevailed.

On motion of Mr. Garvelink,

The Senate went into .

#### EXECUTIVE SESSION,

The time being 5:10 o'clock p. m.

The executive session closed, the time being 5:15 o'clock p. m.

Mr. Mears moved that the Senate take a recess until 7:30 o'clock this evening,

Which motion prevailed.

-----  
AFTER RECESS.

7:30 o'clock P. M.

The Senate met and was called to order by the President.

A quorum present.

Mr. Weiss moved that there be a call of the Senate,

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Barnard, Burt, Doran, Gilbert, McGinley, Mears, Morrow, Pascoe and Pierce.

On motion of Mr. Fleshier,

Senator Pascoe was excused from the operation of the call.

On motion of Mr. Fleshier,

The Sergeant-at-Arms was despatched after the absentees.

The Sergeant-at-Arms announced Mr. Morrow at the bar of the Senate.

On motion of Mr. Sabin,

Mr. Morrow was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Doran at the bar of the Senate.

On motion of Mr. Hopkins,

Mr. Doran was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Gilbert at the bar of the Senate.

On motion of Mr. Weiss,

Mr. Gilbert was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Pierce at the bar of the Senate.

On motion of Mr. Hough,

Mr. Pierce was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Mears at the bar of the Senate.

On motion of Mr. Fox,

Mr. Mears was admitted within the bar, rendered an excuse, and took his seat.

REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 253 (file No. 98), entitled

A bill to incorporate the village of Concord, Jackson county, and to repeal act No. 227 of the laws of 1871, entitled "An act to incorporate the village of Concord," approved March 18, A. D. 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments

thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Clark,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brundage  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flehiem

Mr. Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough

Mr. Jewell  
McLaughlin  
Mears  
Mellen  
Morrow  
Sabin  
Weiss

22

NAYS.

0

Title agreed to.

On motion of Mr. Clark,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 317, entitled

A bill to authorize the village of East Jordan, in the county of Charlevoix, to raise money to make public improvements in said village to issue bonds therefor, and to provide for the levying of taxes therein to pay the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mears,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brundage  
Champion  
Clapp  
Clark

Mr. Fox  
French  
Garvelink  
Gibson

Mr. McLaughlin  
Mears  
Mellen  
Morrow

Mr. Crane  
Doran  
Earle  
Fleishem

Mr. Gilbert  
Hopkins  
Hough  
Jewell

Mr. Pierce  
Sabin  
Weiss

23

NAYS.

0

Title agreed to.

On motion of Mr. Mears,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 394 (file No. 127), entitled

A bill to incorporate the city of Belding, in the county of Ionia, and State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 455, entitled

A bill to authorize the village of Highland Park, in the county of Wayne, State of Michigan, to issue bonds for the purpose of constructing public sewers in said village,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Weiss,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Morrow to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 394 (file No. 127), entitled

A bill to incorporate the city of Belding, Ionia county,



Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be referred to the committee on Constitutional amendments.

JAMES H. MORROW, *Chairman*.

Report accepted.

On motion of Mr. Morrow,

The Senate concurred in the recommendation of the committee regarding the above named bill, and the same was referred to the committee on Constitutional amendments.

The Sergeant-at-Arms announced Mr. Burt at the bar of the Senate.

On motion of Mr. Mears.

Mr. Burt was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Barnard at the bar of the Senate.

On motion of Mr. Fleshiem,

Mr. Barnard was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. McGinley at the bar of the Senate.

On motion of Mr. Fox,

Mr. McGinley was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Gibson,

The Senate adjourned, and the President announced the Senate would stand adjourned until tomorrow, at 2 o'clock p. m.

---

*Lansing, Thursday, March 16, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Mr. Turnbull, by unanimous consent, offered the following resolution:

WHEREAS, It appears from the records of the Senate (page 612 of Journal) that serious charges are preferred against me as a member of this body; and it also appears on page 633 of Journal that these charges are again emphasized and made prominent; and

WHEREAS, This record has been made up during my absence; therefore

*Resolved*, That a committee of three be appointed to investigate such charges and report immediately to the Senate whether such charges are true or false, and that said committee have power to compel the attendance of witnesses to testify in reference to the same.

Pending the adoption of which, Mr. Hopkins offered the following substitute:

*Resolved*, That the article entitled "An honorable exception," found on page 632 of the Senate Journal be taken as referring to Hon. J. D. Turnbull, the same as referring to Senator Morrow,

Which was not agreed to.

The question being on the adoption of the resolution,

Mr. Mears offered the following substitute therefor:

*Resolved*, That the record referred to in the resolution of Mr. Turnbull be and is hereby expunged from the Journal,

Which substitute was agreed to.

The resolution as substituted was then adopted.

The President announced the following:

*Lansing, March 16, 1893.*

*To the Honorable Senate:*

I hereby tender you my resignation as the Assistant Engrossing and Enrolling Clerk of the Senate,

Respectfully,

MRS. FLORENCE C. BETTS.

On motion of Mr. Pierce,

The resignation was accepted.

Mr. Hough, by unanimous consent, offered the following resolution:

*Resolved*, That the committee on Engrossment and enrollment be and are hereby empowered and directed to appoint an Assistant Engrossing and Enrolling Clerk to fill the vacancy caused by the resignation of Mrs. Florence C. Betts,

Which resolution was adopted.

The President announced the following:

*To the Honorable Senate:*

Pursuant to authority granted by resolution of the Senate adopted March 15, the committee on Engrossment and enrollment have appointed Mrs. Florence C. Betts Engrossing and Enrolling Clerk of the Senate.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

On motion of Mr. Pierce,

The report was adopted.

#### PRESENTATION OF PETITIONS.

No. 104. By Mr. Weiss: Petition of T. G. Craig and 140 other citizens of Detroit, opposing the passage of the bill prohibiting the catching of chub minnows and other small fish for bait.

On motion of Mr. Weiss,

The petition was ordered spread on the Journal, as follows:

*Detroit, Mich., March 13, 1893.*

*To the Honorable, the Senate of the State of Michigan:*

We, the undersigned, members of clubs, cottagers and persons interested in hook and line fishing on the St. Clair Flats, petition your honorable body to oppose the passage of the bill now before the Senate, which seeks to prohibit the catching of chub minnows and other small fish for bait in the inland waters of this State.

More than two thousand persons are frequenters of what are known as the St. Clair Flats, at the mouth of the St. Clair river, who are attracted to that locality by the bass fishing, which has made these waters famous, and will be seriously affected by the passage of this bill.

The bait used there consists of chub and shiner minnows, which are not edible fish, and which have no commercial value, and if the bill referred to should pass the Senate it would practically result in the prohibition of hook and line fishing on the Flats.

We would, therefore, respectfully urge upon the Senate that the bill be not passed.

Referred to the committee on Fisheries.

No. 105. By Mr. Hopkins: Petition of Mrs. W. Doughty and 47 other citizens of Mt. Pleasant, Michigan, urging the passage of the woman's suffrage bill.

On motion of Mr. Hopkins,

The petition was ordered spread on the Journal as follows:

*To the Honorable Senate of the State of Michigan:*

We, the undersigned citizens of Mt. Pleasant, Mich., respectfully petition your honorable body to amend the charter of our city so that women shall be allowed to exercise the right of suffrage in all municipal, school, etc., elections.

Referred to the committee on Judiciary.

No. 106. By Mr. Hopkins: Petition of Mrs. T. B. Knapp and 32 other citizens of Howell, Michigan, asking for the enactment of a law for a separate prison for women convicted of crime.

On motion of Mr. Hopkins,

The petition was ordered spread on the Journal as follows:

*To the Senate and House of Representatives of Michigan:*

Believing there should be an entire separation of male and female prisoners in all our penal and reformatory institutions, the undersigned citizens of the State of Michigan respectfully request your honorable bodies to enact a law providing for the establishment of a separate reformatory prison for women convicted of crime, to be supervised by a board of control, a majority of whose members shall be composed of women.

Referred to the committee on State Prison.

No. 107. By Mr. Hough: Petition of Frank M. Birckman, and 62 other residents of Detroit, protesting against the removal of Wayne county indigent insane patients from the Eastern Michigan Asylum at Pontiac to the Wayne county asylum.

Referred to the committee on Asylums for the insane.

No. 108. By Mr. Doran: Communication from Eaton Rapids Grange relative to the passage of the inheritance tax bill.

On motion of Mr. Doran,

The communication was ordered spread on the Journal, as follows:

*Eaton Rapids, Mich., March 14, 1893.*

*Senator Doran:*

DEAR SIR—At a meeting of our grange on the 11th inst. the provisions of the bill presented by you, known as the inheritance tax bill, were discussed, and in our opinion such a bill should become a law. Resolutions were passed and forwarded to our Senator and Representative to vote for its passage.

Yours truly,

OLIVER B. LAKE,  
*Secretary of Eaton Rapids Grange, No. 360.*

Referred to the committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 212, entitled

A bill to incorporate the village of Warren in the township of Warren, Macomb county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley

Mr. McLaughlin  
Mears  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

28  
0

#### NAYS.

Title agreed to.

On motion of Mr. McGinley,

By a vote of two-thirds of all the Senator elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

• House bill No. 19 (file No. 205), entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by adding a new chapter thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the committee,

Mr. Turnbull moved that the bill be printed for the use of the Senate and placed on the order of unfinished business.

After some time spent in the consideration of which,

Mr. McGinley moved the previous question,  
Which motion was supported.

The question then being "Shall the main question now be put?"

The same was ordered, and Mr. McLaughlin demanded the yeas and nays thereon.

The motion then prevailed,

A majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |              |    |
|-------------|-----------|--------------|----|
| Mr. Barnard | Mr. Earle | Mr. McGinley |    |
| Brundage    | Fleishem  | Mellen       |    |
| Burt        | Fox       | Morrow       |    |
| Champion    | Gibson    | Mugford      |    |
| Clark       | Gilbert   | Pascoe       |    |
| Crane       | Hopkins   | Turnbull     |    |
| Doran       | Jewell    |              | 20 |

#### NAYS.

|           |                |           |    |
|-----------|----------------|-----------|----|
| Mr. Clapp | Mr. McLaughlin | Mr. Sabin |    |
| French    | Mears          | Steel     |    |
| Garvelink | Pierce         | Weiss     |    |
| Hough     |                |           | 10 |

Mr. Weiss then moved that the bill, with the proposed amendments, be printed in the official Journal tomorrow,

Which motion prevailed.

The following is the bill:

A BILL to amend an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by adding a new chapter thereto.

SECTION 1. *The People of the State of Michigan enact*, That an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, be and the same is hereby amended by adding a new chapter thereto to be known as chapter thirteen, to read as follows:

#### CHAPTER XIII.

SECTION 1. There shall be a board of commissioners in said city known as the public lighting commission. Said commission shall consist of six members, who shall be appointed by the mayor and approved by the common council. The first appointment of members of this commission shall be made at the next meeting of the common council after this chapter shall have become operative, and the first appointments shall be made for the terms respectively of one, two, three, four, five and six years, and the members so appointed shall hold office until their successors are appointed and shall have qualified. Their successors shall be appointed at the termination of said respective terms for the term of six years. Said commissioners shall take and file in the office of city clerk the oath of office prescribed for city officers, and shall then enter upon the performance of their duties. They shall appoint their president and secretary, who shall perform the duties usually appertaining to such offices and such as shall be prescribed by said board. The president of said board shall be *ex officio* a member

of the board of estimates. Said board of commissioners shall have authority to call upon the city surveyor for any services they may require in making maps or diagrams of locations of lights and wires within the city limits, and the city clerk and board of public works shall furnish them such information as they may require for the proper discharge of their duties.

SEC. 2. The said city may contract for the lighting of public buildings, streets, avenues, parks, public grounds and places for any period not exceeding three years. It shall have power to procure lands, and purchase or construct the necessary buildings, engines, dynamos and other machinery tools, lamps, lines, conduits, poles, towers and other apparatus and appliances, constituting a plant for lighting the said city, by electricity, or by any other means or system, and if the common council deem it desirable it may purchase towers, poles, wires, lamps and other appliances, and cause lines of wire to be constructed, the use of which it may let to any persons or corporation contracting to light said city. It shall also have power to lay pipes and conduits in the highways, alleys and public places for gas or electric light wires, and to erect in the highways, alleys, and public places, poles, towers, or posts for wires or lamps, and to place, construct and maintain the necessary lines of wires either below or above ground, in the highways, alleys or public places: *Provided*, That nothing in this act shall be construed as granting said municipality or said board the right to engage in the business of private or commercial lighting.

SEC. 3. If the common council shall determine to contract for lighting, it shall by resolution direct the public lighting commissioners to enter into a contract for lighting said city, either by electricity or by such other means as it may determine, for a period of time to be mentioned in such resolution. It shall thereupon be the duty of said commissioners to prepare specifications and advertise for proposals for a period of not less than five days, and enter into a contract in behalf of said city with the lowest responsible bidder, for lighting said city by such means as are specified in such resolution: *Provided*, It shall be competent for the commissioners to contract for lighting the public buildings and any part or portion of the city by different means or systems.

SEC. 4. If the common council shall determine that it is advisable to establish a plant for public lighting, to be owned by the city, it may direct said commissioners to purchase the necessary lands, machinery, wires, poles, lamps, towers and other apparatus and appliances mentioned in the first section of this chapter, the cost of which shall not exceed eight hundred thousand dollars. And it shall thereupon be the duty of said commissioners to carry into effect the authority thereby conferred and to make the necessary purchase of lands, machinery, engines, tools, lamps, apparatus and appliances, and construct the buildings required, and cause to be constructed or laid all necessary conduits and lines of wire below ground, and to erect and construct all necessary poles, towers, posts, lines of wire above ground, which they shall deem necessary or required according to such system or systems, as they may deem best for the lighting of said city.

SEC. 5. The said commissioners may employ an electrical engineer who shall be known as the city electrician, and such other superintendents, engineers, clerks, agents and subordinates under them as may be necessary to carry into effect the provisions of this chapter, regulate and define their duties and prescribe their compensation.



Before the common council shall direct said commissioners to establish a plant as herein provided, it shall, by resolution, submit to the electors of said city, to be voted upon by said electors, the question as to whether the authority hereby conferred shall be exercised. The proposition shall be stated upon the ballots to be printed by the election commissioners, in the following form: "For a city lighting plant—Yes," and the same words repeated followed by the word "No;" and any elector may vote for or against said proposition by marking a cross opposite said words "Yes" or "No" respectively. The votes upon said proposition, and for or against the same respectively, shall be certified, returned and canvassed by the board of city canvassers, in the manner now provided by law for certifying, returning and canvassing votes cast for city officers. And if a majority of the electors voting thereon in said city shall vote in favor of said proposition, then the authority hereby conferred may be exercised; otherwise the same shall not be so exercised. Notice shall be given by the city clerk, by publication in one or more newspapers of the election to vote upon said proposition, at least five days before the election.

SEC. 6. The said commissioners shall have a general supervision and management of all public lighting, and of any plant established by the city as herein provided for that purpose, and all employes engaged in or about the construction or operation thereof: *Provided*, That after the adoption by them of plans and specifications for the erection of any buildings, the board of public works shall have the immediate supervision or superintendence of construction thereof, and also of the laying of conduits in the public streets and of the necessary excavation, refilling and repaving caused thereby.

SEC. 7. The said city may raise by tax the necessary funds to provide for the public lighting, and for the purpose of providing for the construction of the public lighting plant, as herein provided, may raise moneys by tax, or issue the bonds of said city, payable at such times and in such amount, and at such rates of interest as the common council may determine, subject, however to the approval of the board of estimates as provided by section 4, chapter 8, of act No. 488 of the public acts of 1887. It shall also have power to issue bonds in like manner, or raise moneys by tax for the purchase or construction of conduits, wires, posts, poles, towers and lamps, for use by any party or parties contracting for the public lighting as herein provided.

SEC. 8. No contract shall be let nor any purchase be made of any lands or property requiring the payment of any money, nor shall any moneys be paid for public lighting in excess of the tax levied for that purpose or of moneys raised by issuing bonds as herein provided.

SEC. 9. The public lighting commissioners shall have the supervision of the construction of all the electric lighting lines of wires in said city, whether owned by the city or by other parties, and of all connections made with any building or buildings, and no such wires or lines of wire shall be placed, laid, erected or constructed, nor shall any pole or post or conduit be laid, placed or constructed for such lines, nor any connection made with any building or buildings, except under such general regulations as they from time to time may adopt. They may prescribe the limits of the district or districts in said city, within which it shall not be lawful to erect poles and train wires for such lines above ground in any street or highway, and they may prescribe or determine the other street or streets in which it may be lawful to erect or construct such lines of wire above

ground. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall be punished accordingly.

SEC. 10. The common council shall have power to adopt ordinances not in conflict herewith, to carry out the provisions of this chapter and to regulate the use of electricity for lighting purposes in said city, and the training or using of wires therefor, and to regulate or prohibit the erection of poles in the streets of said city for such wires or the training thereof.

SEC. 11. Any person who shall cut, break, injure or destroy any building, engine, dynamo or other machinery, or appliances, poles, posts, towers, lamps, wires or conduits erected, constructed or used for the public lighting of said city, whether owned by the corporation or by any party or parties contracting for the lighting of said city, with intent to prevent or interrupt the lighting of any public building, or any part or portion of said city, shall be deemed guilty of a misdemeanor, and shall be punished therefor by a fine of not less than twenty-five dollars nor more than one thousand dollars, or by imprisonment not exceeding two years, or by both fine and imprisonment, in the discretion of the court, and proof that the act was willful shall be *prima facie* evidence of such intent.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 460, entitled

A bill to amend act 189 as amended by act 171, laws of 1863, being section 5644 of the compiled laws of 1871, and section 7195 of Howell's annotated statutes of Michigan relative to admission of attorneys, solicitors and counselors, and to provide for the appointment of a board of examiners,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 283, entitled

A bill to regulate the apportionment of business and causes in the third judicial court of this State,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 285, entitled

A bill to amend sections 1, 3, 4 and 5 of an act to provide for three additional judges for the third judicial circuit, approved March, 1887,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 280, entitled

A bill to regulate the docketing of appeal cases in the circuit court for the third judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Institution for the Deaf and Dumb:

The committee on Institution for the Deaf and Dumb, to whom was referred

Senate bill No. 153, entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Deaf, and to repeal all acts inconsistent herewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the amendments thereto, recommending that the amendments be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JESSE D. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crane,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 233, entitled

A bill empowering the Governor and the Board of State Auditors to authorize the rebuilding or repairing of any building owned by the State of Michigan which may at any time be destroyed or damaged by fire, explosion or other accident, and the purchase of property to take the place of any property of the State lost, damaged or destroyed by any such fire or accident, and making a contingent appropriation therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 131, entitled

A bill to establish a permanent State weather service in this State co-operating with the weather bureau, U. S. Department of Agriculture for the purpose of the collection and compilation of climatic and meteorologic data, the accurate and rapid dissemination of daily weather forecasts, also frost and cold wave warnings, the weather crop conditions, the same to be used for the benefit of the agricultural, commercial and scientific interests of the State, and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 150 (file No. 49), entitled

A bill to prohibit catching or taking small-mouthed bass in Walloon lake, situate in the counties of Charlevoix and Emmet.

Also,

House bill No. 125 (file No. 41), entitled

A bill to prohibit the taking, catching or destruction of fish in Raisin river of this State.

Also,

Senate bill No. 53 (file No. 29), entitled

A bill to amend section 1 of an act entitled "An act to regulate the taking and catching of fish in the inland lakes of this State," approved June 24, 1891, and to further regulate fishing in the streams of this State.

Also,

Senate bill No. 316, entitled

A bill to amend act No. 159, laws of 1891, entitled "An act to regulate the taking and catching of fish in the inland lakes of this State."

Also,

Senate bill No. 353, entitled

A bill to amend act 3, of 1889, as amended by act No. 163 of 1891, entitled "An act to protect fish and to regulate fishing in the waters of this State by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish of certain sizes, and in certain waters, and for certain purposes, by prohibiting the obstruction of the free passage of fish, to protect persons engaged in fish culture, and to repeal inconsistent acts."

Also,

Senate bill No. 119 (file No. 47), entitled

A bill to encourage the propagation and culture of whitefish and the protection of whitefish eggs and fry in the inland lakes of this State, by

granting certain privileges to owners or lessees of all the land bordering upon such lakes, who shall annually, for a specified time, deposit in such lakes certain quantities of whitefish eggs or fry, and to repeal all acts or parts of acts so far as they are inconsistent with its provisions, and to punish any person violating the provisions of this act.

Also,

Senate bill No. 107 (file No. 41), entitled

A bill to encourage the artificial propagation and culture of whitefish in the inland lakes of the State, by granting certain privileges to owners or lessees of all the lands bordering upon such lakes, who shall annually, for a specified time, deposit in such lakes certain quantities of whitefish eggs or fry, and to repeal all acts and parts of acts so far as they are inconsistent with its provisions.

Also,

Senate bill No. 89, entitled

A bill making it unlawful to take fish from Diamond lake in Cass county in December, January, February or March, and to fix a penalty therefor.

Also,

Senate bill No. 340, entitled

A bill for the protection of fish in the lakes and streams of the county of St. Joseph, State of Michigan, for a period of two years from and after the passage of this act,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the bills be referred to the committee on Fisheries, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The bills were referred to the committee on Fisheries.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate joint resolution No. 14 (file No. 8), entitled

Joint resolution proposing an amendment to section 8, article 6 of the constitution of this State, relative to circuit courts.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate joint resolution No. 8 (file No. 7), entitled

Joint resolution for the relief of Fred C. Harvey, private of Company D, 4th infantry, Michigan State troops, who was injured at the annual encampment of State troops, at Camp Winans, Island Lake, Michigan, August 23, 1892.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:



Senate bill No. 413, entitled

A bill to incorporate the village of Kingston, in Tuscola county, State of Michigan.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 185 (file No. 90), entitled

A bill to provide for and authorize the construction and maintenance of a dam across the Chippewa river at the village of Isabella City, in the township of Union, in the county of Isabella, near where the section line between sections 10 and 11 crosses said river, by the owners of the land on which the same is to be constructed, their heirs and assigns, for the purpose of furnishing water power to propel mills, machinery, electric works and to generate electricity, and for other purposes.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 157 (file No. 89), entitled

A bill to legalize and make valid the township bonds of Pentwater township, Oceana county.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 72 (file No. 21), entitled

A bill to fix the salary of the probate judge of Bay county.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 181 (file No. 77), entitled

A bill to authorize Catherine B. Boswell, of Menominee, Michigan, to execute and file in the office of the register of deeds of Menominee county, Michigan, a counterpart of the plat of William G. Boswell's addition to Menominee, Michigan, as filed in said office under date of May 10, 1873, the same when so executed and filed, to relate back to the date of said original plat and have the same effect as though said original plat had been executed and acknowledged by her before being so first filed.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 22, entitled

A bill to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw.

CHARLES S. PIERCE, *Chairman.*



Report accepted.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred House joint resolution No. 26 (file No. 5), entitled

Joint resolution proposing an amendment to the constitution of this State relative to the employment of male convicts and prisoners now confined in and who may be hereafter confined in the prisons and jails of this State in the construction, building and repairing of public roads, highways and bridges in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The joint resolution was referred to the committee of the whole and placed on the general order.

By the committee on Constitutional amendments:

The committee on Constitutional amendments, to whom was referred Senate bill No. 394 (file No. 127), entitled

A bill to incorporate the city of Belding in the county of Ionia and State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to incorporate the city of Belding in the county of Ionia and State of Michigan,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brundage  
Burt  
Champion  
Clapp  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley

Mr. Mears  
Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

24

#### NAYS.

0

Title agreed to.

On motion of Mr. Earle,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, March 15, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 72 (file No. 21), being

An act to fix the salary of the probate judge of Bay county.

Also,

Senate joint resolution No. 8 (file No. 7), being

Joint resolution for the relief of Fred C. Harvey, private of Co. D., 4th infantry, Michigan State troops, who was injured at the annual encampment of State troops, at Camp Winans, Island Lake, Michigan, August 23, 1892.

Very respectfully,

JOHN T. RICH, Governor.

The message was laid on the table.

The President also announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, March 16, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 22 (manuscript), being

An act to provide for the compensation and to prescribe the duties of certain officers of the county of Saginaw.

Very respectfully,

JOHN T. RICH, Governor.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871," the same being section 4945 of Howell's annotated statutes,

And to inform the Senate that the House has amended the same as follows:

By striking out section 2 as added by the Senate and adding the same to the end of amended section one as a proviso and by adding to the end of said amended section one a further proviso, the two provisos to read as follows:

*Provided*, That the Board of Regents shall not authorize the building or commencement of any additional building or buildings or other extraordinary repairs until the accumulations of savings from this fund shall be sufficient to complete such building or extraordinary expense; also

*Provided*, That the Board of Regents of the University shall maintain at all times a sufficient corps of instructors in all departments of said University, as at present constituted, shall afford proper means and facilities for instruction and graduation in each department of said University, shall make a fair and equitable division of the funds provided for the support of the University, in accord with the wants and needs of said departments as they shall become apparent, said departments being known as Department of Literature, Science and Arts, Department of Medicine and Surgery, the Department of Law, the School of Pharmacy, the Homeopathic Medical College, and the Department of Dental Surgery. Should the Board of Regents fail to maintain any of said departments as herein provided, then at such time shall only one-twentieth of a mill be so assessed.

And also to inform the senate that the House has amended the title to the bill by striking out of line 6 the word "five" and inserting in lieu thereof the word "four,"

In the passage of which, as thus amended, and with the title so amended the House has concurred by a majority vote of all the members elect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Doran,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Clark  
Doran  
Earle  
Flehiem  
French  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
McGinley  
McLaughlin  
Mellen  
Morrow

Mr. Mugford  
Pascœ  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

#### NAYS.

0

The question being on concurring in the amendments made by the House to the title of the bill,

On motion of Mr. McLaughlin,

The Senate concurred, and the title was so amended.

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 44, entitled

A bill to authorize the township of Leroy, in the county of Ingham, to settle and adjust the claim of the holders of certain highway orders issued by S. C. Stow, commissioner of highways of said township in June and July, 1891, to W. H. Chidester, to the amount of \$986.29,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time be its title and, pending its reference to a committee,

On motion of Mr. Champion,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clark  
Crane  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Mellen  
Morrow  
Mugford  
Pierce  
Sabin  
Steel  
Turnbull

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Champion,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 806, entitled

A bill to amend an act entitled "An act to incorporate the city of Charlotte," approved March 29, 1871,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to

take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 582, entitled

A bill to amend an act relative to free schools in the city of Grand Rapids, approved March 15, 1871, and acts amendatory thereto,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 190 (file No. 64), entitled

A bill to incorporate the city of Grand Ledge, in the county of Eaton, and to repeal act No. 260 of the session laws of 1871, and all acts amendatory thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 272 (file No. 96), entitled

A bill to reincorporate the village of Homer, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1893. }

*To the President of the Senate:*

SIR— I am instructed by the House to transmit the following bill:

House bill No. 372, entitled

A bill to incorporate the public schools of Iron River, in Iron county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

#### MOTIONS AND RESOLUTIONS.

Mr. McGinley moved that

House bill No. 636, entitled

A bill to amend sections 1 and 10 of chapter 136 of the revised statutes of 1846, being chapter 298 of Howell's annotated statutes, entitled "Informations in the nature of a quo warranto, in certain other cases,"

Be taken from the order of third reading of bills and re-referred to the committee on Judiciary,

Which motion prevailed and the bill was so referred.

Mr. Pierce offered the following resolution:

*Resolved*, That when the Senate adjourns it stands adjourned until tomorrow morning at ten o'clock,

Which motion prevailed.

Mr. Fox moved to take from the table,

Senate bill No. 11, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Which motion prevailed.

The question being on concurring in the amendments made by the committee on Finance and appropriation to the bill,

On motion of Mr. Fox,

The Senate concurred and the bill was thus amended.

On motion of Mr. Fox,

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.



Mr. Sabin moved to take from the table,

Senate bill No. 428, entitled

A bill to amend sections 1, 2 and 3 of act No. 230, laws of 1885, approved June 20, 1885, entitled "An act to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases," and to add four new sections thereto to stand as sections 4, 5, 6 and 7,

Which motion prevailed.

On motion of Mr. Sabin,

The bill was then referred to the committee on Public health.

Mr. Mugford moved to take from the table,

House bill No. 533 (file No. 120), entitled

A bill to amend and revise the charter of the city of Ludington, the same being act No. 220 of the local acts of 1873 and the various acts amendatory thereof,

Which motion prevailed.

On motion of Mr. Mugford,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Gibson  
Gilbert  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

22

#### NAYS.

0

Title agreed to.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### THIRD READING OF BILLS.

House bill No. 360, entitled

A bill to prevent the killing, hunting or molesting in any way of Mongolian or English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Sabin moved to amend the bill by striking out in line 4, section 1, the word "or" before the word "English," and inserting in lieu thereof the word "and," and striking out of line 8 of section 2 the word "or," before the word "English" and inserting in lieu thereof the word "and."

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clark  
Doran  
Earle  
Flehiem

Mr. Fox  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McLaughlin

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

23

## NAYS.

0

The question being on agreeing to the title,

Mr. Barnard moved to amend the title as follows:

By striking out of the title the word "or" before the word "English," and inserting in lieu thereof the word "and,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 367 (file No. 122), entitled

A bill to detach certain territory from the township of Inwood and attach the same to the township of Harrison in Schoolcraft county, Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Earle  
Flehiem  
Fox  
French

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

23

## NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Barnard,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. French to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following: Senate bill No. 216 (file No. 133), entitled

A bill to amend an act entitled "An act to regulate express companies and their agents, and individuals prosecuting the express business, not incorporated by the State of Michigan," approved March 27, 1867, by adding one new section thereto, to stand as section 7,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 366 (file No. 123), entitled

A bill to organize the township of Rudyard, county of Chippewa.

Senate bill No. 302 (file No. 131), entitled

A bill to amend act No. 109 of the public acts of 1857, being compiler's sections 9046, 9047 and 9048 of Howell's annotated statutes of the State of Michigan,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

ROBERT E. FRENCH, *Chairman.*

Report accepted.

The first above named bill was placed on the order of third reading of bills.

On motion of Mr. French,

The Senate concurred in the amendments made to the second named bills, and the same was placed on the order of third reading of bills.

On motion of Mr. Mears,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 10 o'clock a. m.

*Lansing, Friday, March 17, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

### PRESENTATION OF PETITIONS.

No. 109. By Mr. McLaughlin: Petition of Thomas Fairbain, Wm. A. Gavett, Henry H. Haigh and 49 others, asking for the passage of the public lighting bill for the city of Detroit.

Referred to the committee on Cities and villages.

No. 110. By Mr. McLaughlin: Petition of John W. Owen, and 24 others, on the same subject.

Referred to the committee on Cities and villages.

No. 111. By Mr. McLaughlin: Petition of Jay Williams, and 18 others, on the same subject.

Referred to the committee on Cities and villages.

No. 112. By Mr. McLaughlin: Petition of John D. McRea and 80 others on the same subject.

Referred to the committee on Cities and villages.

No. 113. By Mr. McLaughlin: Petition of William F. Cullen and 38 other marine engineers on the same subject.

Referred to the committee on Cities and villages.

No. 114. By Mr. McLaughlin: Petition of Thomas W. Palmer and 26 others on the same subject.

Referred to the committee on Cities and villages.

No. 115. By Mr. McLaughlin: Petition of Edwin S. Grece and 38 others on the same subject.

Referred to the committee on Cities and villages.

No. 116. By Mr. McLaughlin: Petition of F. H. Simpson and 91 others on the same subject.

Referred to the committee on Cities and villages.

No. 117. By Mr. McLaughlin: Petition of Frank J. Dommi and 126 others on the subject.

Referred to the committee on Cities and villages.

No. 118. By Mr. McLaughlin: Petition of B. R. Finlayson and 46 others on the same subject.

Referred to the committee on Cities and villages.

No. 119. By Mr. McLaughlin: Petition of Chas. A. Boyce and 20 others on the same subject.

Referred to the committee on Cities and villages.

No. 120. By Mr. McLaughlin: Petition of 1,538 employés of the Michigan stove company on the same subject.

Referred to the committee on Cities and villages.

Mr. Pierce moved to take from the table,

Senate bill No. 87 (file No. 65), entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, village, city and other municipal elections,

Which motion prevailed.

Mr. Sawyer moved that the consideration of the bill be indefinitely postponed.

Mr. Turnbull raised the question of order that the motion to indefinitely postpone was not properly before the Senate.

The President overruled the point of order, whereupon

Mr. Turnbull appealed from the decision of the chair.

The question then being "Shall the decision of the chair stand as the judgment of the Senate?"

The chair was sustained.

The question then being on the motion to indefinitely postpone the consideration of the bill,

Mr. Fox moved to lay the motion on the table.

On which motion Mr. Turubull demanded the yeas and nays.

The motion to lay on the table the motion of Mr. Sawyer to indefinitely postpone the consideration of the bill then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brundage  
Champion  
Clapp

Mr. French  
Garvelink  
Gibson

Mr. Mellen  
Morrow  
Mugford

|           |             |           |    |
|-----------|-------------|-----------|----|
| Mr. Clark | Mr. Gilbert | Mr. Sabin |    |
| Crane     | Hopkins     | Steel     |    |
| Doran     | McGinley    | Turnbull  |    |
| Fox       | McLaughlin  | Weiss     | 12 |

## NAYS.

|             |            |            |   |
|-------------|------------|------------|---|
| Mr. Barnard | Mr. Jewell | Mr. Pierce |   |
| Earle       | Mears      | Sawyer     |   |
| Flehiem     | Pascoe     |            | 8 |

The bill was laid on the table.

## REPORTS OF STANDING COMMITTEES.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred  
House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in the county of Berrien, and to attach the said territory to the township of St. Joseph, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. French,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

Pending the third reading of the bill,

Mr. Clark moved that the bill be laid on the table.

On which he demanded the yeas and nays.

The motion to lay the bill on the table then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|          |            |            |    |
|----------|------------|------------|----|
| Mr. Burt | Mr. Gibson | Mr. Mellen |    |
| Champion | Gilbert    | Morrow     |    |
| Clark    | Hough      | Mugford    |    |
| Doran    |            |            | 10 |

## NAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Clapp       | Jewell     | Sabin      |    |
| Crane       | McGinley   | Sawyer     |    |
| Earle       | McLaughlin | Steel      |    |
| Flehiem     | Mears      | Weiss      | 18 |

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pascoe    |    |
| Clapp       | Gibson     | Pierce    |    |
| Crane       | Hopkins    | Sabin     |    |
| Earle       | Jewell     | Sawyer    |    |
| Fleishem    | McGinley   | Steel     |    |
| Fox         | McLaughlin | Weiss     | 21 |

## NAYS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Clark | Mr. Mellen |   |
| Champion | Gilbert   | Mugford    | 6 |

Title agreed to.

Mr. Clark gave notice that at some future time he would move to reconsider the vote by which the bill was passed.

Mr. Jewell moved that the bill be given immediate effect and demanded the yeas and nays on said motion.

The motion to give the bill immediate effect then did not prevail, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pascoe    |    |
| Clapp       | Gibson     | Pierce    |    |
| Crane       | Hopkins    | Sabin     |    |
| Earle       | Jewell     | Sawyer    |    |
| Fleishem    | McGinley   | Steel     |    |
| Fox         | McLaughlin | Weiss     | 21 |

## NAYS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Mellen |   |
| Champion | Gilbert   | Morrow     |   |
| Clark    | Hough     | Mugford    | 9 |

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate joint resolution No. 15, entitled

Joint resolution authorizing the Board of State Auditors to examine, settle and pay any claim found due James Corcoran by the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The bill was referred to the committee on Finance and appropriation.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred

Senate bill No. 234, entitled



A bill to regulate the employment of women in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, and recommend that the bill be printed for the use of the committee.

FRANK W. CLAPP, *Chairman*.

Report accepted.

On motion of Mr. Clapp,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 806, entitled

A bill to amend an act entitled "An act to incorporate the city of Charlotte," approved March 29, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 492, entitled

A bill to amend sections 3 and 4 of chapter 1, and section 1, of chapter 2 of act No. 390 of the local acts of 1885, entitled "An act to amend and revise the charter of the city of Port Huron," approved June 17, 1885, as amended by act No. 318 and act No. 365 of the local acts of 1891, and to repeal an act, entitled "An act to incorporate the city of Fort Gratiot, in the county of St. Clair," approved March 8, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 3 and 4 of chapter 1, and section 1 of chapter 2 of act No. 390 of the local acts of 1885, entitled "An act to amend and revise the charter of the city of Port Huron," approved June 17, 1885, as amended by act No. 318 and act No. 365 of the local acts of 1891, and to repeal an act entitled "An act to incorporate the city of Fort Gratiot, in the county of St. Clair," approved March 8, 1889, and to amend section 18 of chapter 16 of act No. 318 of the local acts of 1891,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. French,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Brundage  
Burt  
Clapp  
Crane  
Doran  
Earle  
Fleishem  
Fox  
French  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

### NAYS.

0

Title agreed to.

On motion of Mr. French,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Weiss the Senate took up the order of

### UNFINISHED BUSINESS,

Being the consideration of

House bill No. 19 (file No. 205), entitled

A bill to amend an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, by adding a new chapter thereto.

Mr. Weiss moved that there be a call of the Senate,

Which motion prevailed.

### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, who reported no absentees.

The question then being on concurring in the amendments made to the above named bill by the committee on Cities and villages, March 16,

Mr. Turnbull demanded a division of the question.

The question then being upon concurring in the first named amendment recommended by the committee, viz.:

"Amend the bill by striking out all after the word 'dollars' in line 5 of section 4 up to and including the word 'charter' in line 8."

The Senate concurred.

The question then being on concurring in the second named amendment recommended by the committee, viz.:

Amend the bill by inserting at the end of section 5 of the bill the following:

"Before the common council shall direct said commissioners to establish a plant as herein provided, it shall by resolution submit to the electors of said city, to be voted upon by said electors, the question as to whether

the authority hereby conferred shall be exercised. The proposition shall be stated upon the ballots to be printed by the election commissioners, in the following form: "For a city lighting plant—Yes," and the same words repeated followed by the word "No;" and any elector may vote for or against said proposition by marking a cross opposite said words "Yes" or "No" respectively. The votes upon said proposition and for or against the same respectively shall be certified, returned and canvassed by the board of city canvassers in the manner now provided by law for certifying, returning and canvassing votes cast for city officers. And if a majority of the electors voting thereon in said city shall vote in favor of said proposition, then the authority thereby conferred may be exercised, otherwise the same shall not be so exercised. Notice shall be given by the city clerk by publication in one or more newspapers of the election to vote upon said proposition at least five days before the election.' "

Mr. Burt moved to amend the amendment by striking out of line 13 of said proposed amendment the word "majority" and inserting in lieu thereof the word "two-thirds."

Pending which,

Mr. Clark offered the following substitute:

Insert after the word "electors," in line 13 of the proposed amendment, the words "at a municipal or special election."

On which substitute Mr. Clark demanded the yeas and nays.

The substitute then was not agreed to, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Clark  
Doran

Mr. Gilbert  
Mugford

Mr. Turnbull

5

#### NAYS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Crane  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Morrow  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

23

The question then being on the amendment offered by Mr. Burt, the same was not concurred in.

Mr. Clark then moved to amend the said second named amendment recommended by the committee by striking out of line 16 of the amendment proposed by the committee the word "one" and inserting in lieu thereof the word "four,"

Which amendment was concurred in.

The said second named amendment proposed by the committee, as thus amended, was then concurred in.

Mr. Doran moved that the Senate take a recess until 2 o'clock p. m.,

Which motion did not prevail.

The question then being on concurring in the third named amendment, recommended by the committee, viz.:

By striking out section 9 of the bill and inserting in lieu thereof the following:

SEC. 9. The public lighting commissioners shall have the supervision of the construction of all the electric lighting lines of wires in said city, whether owned by the city or by other parties, and of all connections made with any building or buildings, and no such wires or lines of wire shall be placed, laid, erected or constructed, nor shall any pole or post or conduit be laid, placed or constructed for such lines, nor any connection made with any building or buildings, except under such general regulations as they from time to time may adopt. They may prescribe the limits of the district or districts in said city, within which it shall not be lawful to erect poles and train wires for such lines above ground in any street or highway, and they may prescribe or determine the other street or streets in which it may be lawful to erect or construct such lines of wire above ground. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and shall be punished accordingly.

The Senate concurred.

The question then being on the concurring in the fourth named amendment recommended by the committee, viz.:

By striking out section 10 of the bill and inserting in lieu thereof the following:

SEC. 10. The common council shall have power to adopt ordinances not in conflict herewith, to carry out the provisions of this chapter and to regulate the use of electricity for lighting purposes in said city, and the training or using of wires therefor, and to regulate or prohibit the erection of poles in the streets of said city for such wires or the training thereof.

The Senate concurred.

Mr. Weiss then moved that the rules be suspended, and the bill be put upon its immediate passage,

Which motion prevailed, two-thirds of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Pascoe    |    |
| Champion    | Gibson     | Pierce    |    |
| Clapp       | Hopkins    | Sabin     |    |
| Crane       | Hough      | Sawyer    |    |
| Earle       | Jewell     | Steel     |    |
| Fleishem    | McGinley   | Weiss     |    |
| Fox         | McLaughlin |           | 23 |

#### NAYS.

|          |            |             |   |
|----------|------------|-------------|---|
| Mr. Burt | Mr. Gibson | Mr. Mugford |   |
| Clark    | Gilbert    | Turnbull    |   |
| Doran    |            |             | 7 |

Mr. Turnbull then moved that the Senate adjourn and demanded the yeas and nays thereon.

The motion to adjourn then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|          |           |             |   |
|----------|-----------|-------------|---|
| Mr. Burt | Mr. Doran | Mr. Mugford |   |
| Champion | Gilbert   | Sawyer      |   |
| Clark    | Morrow    | Turnbull    | 9 |

## NAYS.

Mr. Barnard  
Brundage  
Clapp  
Crane  
Earle  
Flehiem  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Mellen  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

22

Mr. Morrow then moved that the further consideration of the bill be postponed until 3 o'clock p. m., today,

Pending which,

Mr. Mears moved that the Senate take a recess until 1:30 o'clock p. m.,  
Which motion did not prevail.

The question then being on the motion of Mr. Morrow to postpone the further consideration of the bill until 3 o'clock p. m.,

Mr. Sabin moved the previous question,  
Which motion was seconded.

The question then being, "shall the main question now be put?"

The same was ordered.

The motion to postpone the further consideration of the bill until 3 o'clock p. m., then did not prevail.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark  
Crane  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

26

## NAYS.

Mr. Mugford

1

Title agreed to.

Mr. Hough moved that the bill be ordered to take immediate effect.

On which motion Mr. Doran demanded the yeas and nays.

The bill was then ordered to take immediate effect, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Crane  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Weiss

22

## NAYS.

Mr. Burt  
Clark  
Doran

Mr. Gilbert  
Mellen

Mr. Mugford  
Turnbull

7

In announcing his vote on the passage of the bill, Mr. Morrow said that he desired to be recorded as voting for this bill, and also desired at this time, to protest against the manner of passing a bill, under a suspension of the rules and under the operation of the previous question before debate has been allowed upon the merits of the bill.

In announcing his vote on the passage of the bill, Mr. Clark said that he also protested against the manner of passing this bill and that he would send up a formal protest at some future time.

On motion Mr. Doran,

The Senate took a recess until 2 o'clock p. m.

## AFTER RECESS.

*2 o'clock p.m.*

The Senate met and was called to order by the President.

A quorum present.

On motion of Mr. Doran,

All further proceedings under the call were dispensed with.

Mr. Gilbert arose to a

## QUESTION OF PRIVILEGE,

Which he stated as follows:

"When the bill known as the 'Detroit Electric Lighting Bill,' came up this morning and the vote was taken on its final passage, I refrained from voting, but now desire to have it appear of record that I would vote yea on that bill."

The President announced that the question of privilege would be entered on the Journal.

By unanimous consent, the Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Asylum for the Criminal Insane: .

The committee on Asylum for the Criminal Insane, to whom was referred

Senate bill No. 103, entitled

A bill to provide for the construction of a coal house and the purchase of a machinist's lathe for the Michigan Asylum for Dangerous and Criminal Insane,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JESSE D. CRANE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crane,

The bill be referred to the committee on Finance and appropriations.



## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 16, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 1 of section 10 the word "sixteen," and inserting in lieu thereof the word "fifteen."

2. By striking out of section 10 the words "Reform School" and inserting in lieu thereof the words "Industrial School for Boys."

3. By striking out of line 6 of section 10 the word "seventeen" and inserting in lieu thereof the word "sixteen."

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Brundage,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
 Brundage  
 Burt  
 Champion  
 Clapp  
 Crane  
 Doran  
 Earle  
 Fleshien  
 Fox

Mr. French  
 Garvelink  
 Gibson  
 Gilbert  
 Hopkins  
 Hough  
 Jewell  
 McGinley  
 Mears

Mr. Mellen  
 Morrow  
 Mugford  
 Pascoe  
 Sabin  
 Sawyer  
 Steel  
 Turnbull  
 Weiss

28

## NAYS.

0

The bill was then referred to the committee on Engrossment and enrollment for enrollment.

On motion of Mr. Gibson,

Leave of absence was granted to himself from today's session.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 16, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 485 (file 189), entitled

A bill to amend section, 2 of chapter 2, sections 8, 13 and 24 of chapter 7, sections 6, 9 and 14 of chapter 26, section 5 of chapter 27, and chapters 28 and 30 of act No. 281 of the session laws of 1891, entitled "An act to revise and amend the charter of the city of Menominee, being act No. 228 of the session laws of 1883, entitled 'An act to incorporate the city of Menominee,'" approved April 9, 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 16, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 154, entitled

A bill to authorize the city of Grand Haven to raise money to be used towards the construction of a court house therein for the county of Ottawa, in excess of the amount of pro rata tax,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Brundage moved to reconsider the vote by which the Senate on the 16th instant passed,

House bill No. 360, entitled

A bill to prevent the killing, hunting, or molesting in any way of Mongolian or English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Brundage,

The bill was re-referred to the committee on State affairs.

Mr. Clapp moved to take from the table,  
Senate bill No. 67 (file No. 67), entitled

A bill to amend section 2 of act No. 70, of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes,

Which motion prevailed.

On motion of Mr. Clapp,

The bill was referred to the committee of the whole and placed on the general order.

### THIRD READING OF BILLS

Senate bill No. 302 (file No. 131), entitled

A bill to amend act No. 109, of the public acts of 1857, being compiler's sections 9046, 9047, and 9048 of Howell's annotated statutes of the State of Michigan,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Mears moved to amend the bill as follows:

1. By inserting in line 1, of section 1, after the word "charged" the words "in any court of record."

2. By striking out of line 3, of section 1, the word "and."

3. By inserting in line 4, of section 1, after the word "treasurer," the words "the following sums."

4. By striking out of line 4, of section 1, the words "presiding judge" and inserting in lieu thereof the following words, "clerk of the court."

5. By striking out of section 1 all the rest of said section following the word "rendered" in line 5 of said section, and inserting in lieu thereof the following words: "to wit: five dollars when the respondent shall plead guilty after such appointment and services rendered to him by such attorney; \$15 for the first day engaged by such attorney in the actual trial of the cause, and \$10 for each day thereafter engaged by such attorney in the actual trial of said cause, when said respondent does not plead guilty,"

Which motion did not prevail.

Mr. Pierce then moved to amend the bill as follows:

1. By striking out of lines 1 and 2 of enacting section 1 the words "two and three."

2. By striking out of lines 4 and 5 of enacting section 1 the words "nine thousand forty-seven and nine thousand forty-eight,"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Brundage  
Burt  
Clapp  
Doran  
Earle  
Flehiem

Mr. French  
Hopkins  
McGinley  
McLaughlin  
Pascoe  
Pierce

Mr. Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

## NAYS.

Mr. Clark  
Crane  
Garvelink

Mr. Gilbert  
Jewell  
Mears

Mr. Mellen  
Mugford

8

The question being on agreeing to the title,

Mr. Pierce moved to amend the title so as to read as follows:

"A bill to amend section 1 of act No. 109 of the laws of Michigan for 1857, entitled "An act to provide for feeing an attorney when appointed by the court," approved February 14, 1857, being compiler's section 9946 of 2 Howell's annotated statutes of Michigan."

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 366 (file No. 123), entitled

A bill to organize the township of Rudyard, county of Chippewa,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Crane  
Earle  
Fleishem  
Fox  
French

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

27

## NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Fox offered the following resolution:

*Resolved*, That when the Senate adjourns today it stands adjourned until Monday next at 9 o'clock p. m.,

Which resolution was adopted.

## GENERAL ORDER.

On motion of Mr. Weiss,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sawyer to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following: House bill No. 806, entitled

A bill to amend an act entitled "An act to incorporate the city of Charlotte," approved March 29, 1871,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 67 (file No. 67), entitled

A bill to amend section 2 of act No. 70 of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

House joint resolution No. 26 (file No. 5), entitled

A joint resolution proposing an amendment to the constitution of this State by adding a new section thereto to stand as section 16 of article 18, relative to the employment of male convicts and prisoners now confined in and who may hereafter be confined in the prisons and jails of this State, in the construction, building and repairing of public roads, highways and bridges in this State,

Have directed their chairman to report the same back to the Senate with the recommendation that all after the enacting clause thereof be stricken out.

WILLIS F. SAWYER, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Sawyer,

The Senate concurred in the amendments made to the second named bill and the same was placed on the order of third reading of bills.

On motion of Mr. Sawyer,

The Senate concurred in the recommendation of the committee regarding the third named joint resolution, and all after the enacting clause thereof was stricken out, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

### YEAS.

|          |         |            |    |
|----------|---------|------------|----|
| Mr. Burt | Mr. Fox | Mr. Morrow |    |
| Champion | Gilbert | Mugford    |    |
| Clapp    | Hough   | Pascoe     |    |
| Crane    | Jewell  | Steel      |    |
| Fleishem | Mellen  | Turnbull   | 15 |

### NAYS.

|           |                |           |   |
|-----------|----------------|-----------|---|
| Mr. Clark | Mr. McLaughlin | Mr. Sabin |   |
| Hopkins   | Mears          | Weiss     |   |
| McGinley  | Pierce         |           | 8 |

On motion of Mr. Clapp,

The title and enacting clause of the joint resolution were laid on the table.

Mr. Clark rose to a

QUESTION OF PRIVILEGE,

Which he stated as follows:

In the bill known as the Detroit electric light bill I offered an amendment to section 5, providing for the notice being published in four newspapers in the city of Detroit, one in German language, that said notice should include a copy of the bill; and

WHEREAS, When the bill came up for third reading I noticed that the provision for publishing a copy of the bill was left out without my knowledge; and

WHEREAS, At that time the attention of the Secretary was called to the fact, a dispute arising upon these omissions, the Senate was called to order by the chair, the previous question being made cut off debate, this bill was then put upon its passage without reinstating the words omitted from the amendment,

Which action I then protested against, and now wish this made a part of the record, and further state that the hasty and arbitrary action of this body does not tend to the best interests of our constituents.

By this action I do not wish to attribute a dishonest motive to the Secretary.

Mr. McGinley moved that the statement be laid on the table,

Which motion did not prevail.

The President announced that the question of privilege would be entered on the Journal.

By unanimous consent the Senate resumed the order of

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following bill:

House bill No. 591, entitled

A bill to vacate the township of Nester in the county of Roscommon and to attach the territory thereof to the township of Roscommon in Roscommon county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following bill:



House bill No. 486, entitled

A bill providing for two precincts for the township of Waucedah, in the county of Dickinson, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election, and members of the board of registration therein,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 681, entitled

A bill to provide for the appointment of two clerks by the township board of the township of Ecorse, in the county of Wayne, to assist in extending the tax roll of said township,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Burt  
Champion  
Clapp  
Crane  
Fleishem  
Fox  
French

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
Mears  
Mugford

Mr. Pascoe  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

19

#### NAYS.

Mr. McLaughlin

Mr. Mellen

2

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senator elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 367 (file No. 122), entitled

A bill to detach certain territory from the township of Inwood and attach the same to the township of Harrison, in Schoolcraft county, Michigan,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 58, entitled

A bill relative to justices' courts in the city of Grand Rapids, to reduce the number thereof, and to fix the compensation of such justices and provide a clerk and offices therefor,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring); That from and after May 22, 1893, the two Houses of the Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of the Legislature shall be the 25th day of May, 1893, at 12 o'clock noon of that day.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Fox,

The resolution was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 390 (file No. 207), entitled

A bill to authorize the village of Chesaning in Saginaw county to borrow money for the purpose of making public improvements and to issue bonds therefor,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 401, entitled

A bill to amend chapter 1, section 4, of chapter 3, section 2 of chapter 6 and section 5 of chapter 11, of act No. 251 of the session laws of 1891, entitled "An act to revise and amend the charter of the city of Ishpeming, approved March 27, 1891,"

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

On motion of Mr. Weiss the Senate resumed the order of

#### THIRD READING OF BILLS.

House bill No. 806, entitled

A bill to amend an act entitled "An act to incorporate the city of Charlotte," approved March 29, 1871,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|          |             |            |    |
|----------|-------------|------------|----|
| Mr. Burt | Mr. Hopkins | Mr. Pascoe |    |
| Clapp    | Hough       | Pierce     |    |
| Crane    | Jewell      | Sabin      |    |
| Fleishem | McGinley    | Sawyer     |    |
| Fox      | Mears       | Steel      |    |
| French   | Mellen      | Turnbull   |    |
| Gilbert  | Mugford     | Weiss      | 21 |

## NAYS.

|              |   |
|--------------|---|
| Mr. Champion | 1 |
|--------------|---|

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 216 (file No. 133), entitled

A bill to amend an act entitled, "An act to regulate express companies and their agents, and individuals prosecuting the express business not incorporated by the State of Michigan," approved March 27, 1867, by adding one new section thereto to stand as section 7.

Pending third reading of which,

On motion of Mr. Clapp,

The bill was referred to the committee on Labor interests.

Senate bill No. 67 (file No. 67), entitled

A bill to amend section 2 of act No. 70 of the public acts of 1877, entitled "An act for the more effectual prevention of cruelty to animals," approved April 25, 1877, being section 9392 of Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|          |            |            |    |
|----------|------------|------------|----|
| Mr. Burt | Mr. French | Mr. Pascoe |    |
| Champion | Hopkins    | Pierce     |    |
| Clapp    | Hough      | Sabin      |    |
| Crane    | Jewell     | Sawyer     |    |
| Earle    | McLaughlin | Turnbull   |    |
| Fleishem | Mears      | Weiss      |    |
| Fox      | Morrow     |            | 20 |

## NAYS.

|              |   |
|--------------|---|
| Mr. McGinley | 1 |
|--------------|---|

Title agreed to.

Mr. Fox moved that there be a call of the Senate,

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Barnard, Brundage, Doran and Garvelink.

On motion of Mr. Mears,

All further proceedings under the call were dispensed with.

On motion of Mr. Mears,

The Senate adjourned, and the President announced the Senate would stand adjourned until Monday, March 20, at 9 o'clock p. m.

*Lansing, Monday, March 20, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Champion, Doran, French, Gilbert, Hopkins, Mugford and Sawyer.

On motion of Mr. McGinley,

Leave of absence was granted to all absentees from today's session.

#### PRESENTATION OF PETITIONS.

No. 121. By the President: Remonstrance of T. Sievers, Sr., and many other citizens of Frankenlust, against the passage of the bill taxing church property.

On motion of Mr. Clapp, the petition was ordered spread on the Journal as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan, assembled at Lansing:*

GENTLEMEN—Your undersigned petitioners, being members of the Evangelical Lutheran St. Paul congregation, of Frankenlust, Bay county, Michigan, have enjoyed the exemption from taxation in reference of their house of public worship and appendages, until now.

But we hear that at the present time one or more bills are pending before your honorable bodies for approval or rejection, to recall and abolish the above mentioned exemption. Therefore we come to you as peaceable and well meaning citizens, with the request that you, as guardians of the public welfare and protectors of justice, will take into your consideration this our remonstrance against the pending bill. Our remonstrance is grounded by the following three points:

*First.* The whole taxation, as ordered by the revised statutes of the State of Michigan, title V, chapter 20, seems to be inspired by the principle that taxes shall be levied on all property whose owner either has an *income* or *profit* of the same *at present*, or has to *hope* for a *future profit* of it.

By looking for the houses of public worship and their appendages, every one can judge that they represent a *great worth*, and cause a *great deal of expenses*, to be supported in good condition, but that they do not afford the least *income*.

Therefore, after the above mentioned principle, they should be exempted from taxation;

*Second*, The houses of public worship are the honest places, where the families of the people are to be edified and confirmed by the preaching of the word of God in regard of the faith and brotherly love; where they learn to seek the peace of the country and pray unto the Lord for it that the inhabitants may lead a quiet and peaceable life in all Godliness and honesty; where, also, great care is to be taken for the young and growing people, that they will be brought up in the nurture and admonition of the Lord;

Therefore the houses of public worship should be exempted from taxation after the law of nature.

*Third*, In the case that the exemption of the houses of public worship should be recalled and annulled, many small and not wealthy religious congregations, that only by extreme exertions meet their parochial wants, would be over-burdened by payments of new taxes for their houses of public worship; indeed, they would have to risk their continuance;

Therefore we appeal to your wisdom and benevolence, that you will not allow the abolishment of the exemption from taxation in regard of the houses of public worship, by passing the above mentioned bill.

We lay the granting of this our urgent request into the hands of the Lord, our God. He may direct your hearts and all your doings to His praise, and to the welfare of the people.

We remain, gentlemen, with the highest regard for your honorable bodies.

Referred to the committee on taxation.

No. 122. By Mr. McGinley: Petition of Albert Kleinschmidt, Otto Funzel, Henry Bergman and many other citizens of Huron county, urging passage of Representative Gluecklich's bill taxing all property, national, State county and municipal alone excepted.

Referred to the committee on Taxation.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 217, entitled

A bill to amend sections 4, 5, the thirty-sixth subdivision of section 11, sections 16, 37 and 38, of act No. 428, of the session laws of 1887, entitled "An act to revise and amend act No. 53, of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' approved February 3, 1859; as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1887, as amended by act No. 384, of the session laws of 1889, approved May 9, 1889, and to provide for payment of salaries to certain officials, for condemnation of private property located outside of the city limits in certain cases for the public use of said city of Battle Creek, for collection of sidewalk assessments, and for enlarging the power of said city in matters of drainage,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 4, 5, 7, 16, 37 and 38, of act number 428, of the session laws of 1887, entitled an act to revise and amend act No. 53, of the session laws of 1859, entitled "An act to incorporate the city of Battle Creek," approved Feb. 3, 1859, as revised and amended by the several acts



revisionary and amendatory thereof, approved April 9, 1887, approved May 9, 1889, approved May 22, 1891, and to add two new sections to said act of incorporation to stand as sections 95 and 96 of said act,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Brundage    | Gibson        | Pascoe     |    |
| Clapp       | Hough         | Pierce     |    |
| Clark       | Jewell        | Sabin      |    |
| Crane       | McGinley      | Steel      |    |
| Earle       | Mears         | Turnbull   |    |
| Fleishem    | Mellen        | Weiss      |    |
| Fox         |               |            | 22 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred the following concurrent resolution:

*Resolved* (the Senate concurring), That the Clerk of the House and the Secretary of the Senate be instructed to compile and have published, pamphlets containing the memorial exercises of ex-President Hayes, and ex-Governor Baldwin, and another pamphlet containing the memorial exercises upon James G. Blaine, and that 1,000 copies of each of said pamphlets be printed, 600 for the use of the House and 400 for the use of the Senate.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, amended so as to read as follows:

*Resolved* (the Senate concurring), That the Clerk of the House and the Secretary of the Senate be instructed to compile and have published, pamphlets containing the memorial exercises of ex-President Hayes, and ex-Governor Baldwin, and another pamphlet containing the memorial exercises upon James G. Blaine, and that 1,200 copies of each of said pamphlets be printed, 600 for the use of the House and 600 for the use of the Senate,

Recommending that the concurrent resolution as thus amended be concurred in, and ask to be discharged from further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the resolution by committee.

The question being on concurring in the adoption of the resolution as amended,

The resolution was adopted.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 485 (file No. 189), entitled

A bill to amend section 2 of chapter 2, sections 8, 13 and 24, of chapter 7, sections 6, 9 and 14 of chapter 26, section 5 of chapter 27, and chapters 28 and 30 of act No. 281 of the session laws of 1891, entitled "An act to revise and amend the charter of the city of Menominee, being act No. 228 of the session laws of 1883, entitled 'An act to incorporate the city of Menominee,'" approved April 9, 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Flesheim,

The rules were suspended, two-thirds of all the Senators present voting therefore, and the bill was put on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |            |    |
|-------------|-----------|------------|----|
| Mr. Barnard | Mr. Fox   | Mr. Mellen |    |
| Brundage    | Garvelink | Pascoe     |    |
| Clapp       | Gibson    | Pierce     |    |
| Clark       | Hough     | Sabin      |    |
| Crane       | Jewell    | Steel      |    |
| Earle       | McGinley  | Turnbull   |    |
| Fleshiem    | Mears     | Weiss      | 21 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 416, entitled

A bill exempting from jury duty veterans who served one year or more in the volunteer army or navy of the United States,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without rec-

ommendation, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brundage,

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on University:

The committee on University, to whom was referred

Senate bill No. 345, entitled

A bill to provide for the incorporation of associations of or establishing scholarships in the University of Michigan for the benefit of graduates of high schools,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. R. McLAUGHLIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 275, entitled

A bill to provide for incorporating the record of proceedings had in motions for new trials in bills of exceptions,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the joint committee on House of Correction at Marquette:

The joint committee of the Senate and House on the State House of Correction and branch of the State Prison in the upper peninsula, would respectfully report that they, together, visited the prison on the 23d day of January last. In view of certain important questions raised concerning that institution, the entire day was spent by the committees in carefully investigating the buildings, grounds, and location. We found the institution to be one of the best of its kind in the country. It is admirably constructed and well adapted to the purposes originally intended by the State. Its appointments are modern and consistent with the ideas of the nineteenth century in respect to the care of criminals. While its walls are strong, and its windows and other openings are well guarded, there is as little of the gloomy and forbidding in its appearance as is consistent with safety. It has an admirable equipment of cell blocks, capable of confining over three hundred inmates. There seems to be no reason why the sanitary condition of the institution should not at all times be excellent, although when we visited the prison it appeared that sufficient care had not been taken to prevent disagreeable odors from the

kitchen and some of the closets. This doubtless arose from carelessness, rather than from any fault in the construction of the building. The source of water supply is adequate and wholesome. The health of the inmates is good, and no complaints were heard as to the treatment and food accorded them.

From the inquiries made by the committee and our own observations, we cannot but conclude that Warden Malmberg, whose resignation had already been tendered and was under consideration by the State board of prison inspectors, lacked many of the qualifications of a good warden. While we did not learn of any violent breach of discipline happening during his administration, yet there certainly has been a laxity of management on his part, and he has at times failed to maintain discipline and command the respect of the inmates of the institution.

Many rumors adverse to the warden came to our ears while at Marquette. Coming as these charges did from persons who had at least been in position to know of such irregularities, your committee deemed it their duty to look into them sufficiently to determine whether any necessity existed for a thorough investigation. We realized both the importance of unearthing wrong doing, if it existed, and also the great expense to the people of an investigation conducted at Marquette. We desired neither to allow irregularities to be overlooked, nor to put the State to unnecessary expense in the matter of such an investigation. After learning what we could while at Marquette, we have concluded that some of the rumors which come to us about misappropriation of property and funds were a re-echo of the matters incorporated in the charges made against Warden Malmberg by Hon. Milo D. Campbell, before the board of prison inspectors, on August 9, 1892.

Your committee understand that all the matters set forth in Mr. Campbell's charges have been fully considered by the board of inspectors and that these charges have been in part satisfactorily adjusted. Warden Malmberg's resignation has also been accepted by the board of inspectors and his successor appointed, since this committee visited the institution. In view of these facts your committee do not think any further investigation by the State necessary or warranted by the circumstances.

In view of the fact that the retiring and incoming governors both recommended the change of this institution into an asylum for the insane, we gave the matter earnest consideration. At our request, Supervising Architect Scott accompanied us on our visit to the institution. After listening to his suggestions and examining the premises, we have concluded that such a change is impracticable.

The joint committee respectfully submits this report as the result of their investigations, and ask to be discharged from the further consideration of the subject.

PETER PASCOE, *Chairman.*  
J. D. TURNBULL,

*Senate Committee.*

H. F. CAMPBELL, *Chairman.*  
S. H. RAYMOND,  
CHAS. H. KLINE,  
H. WIRT NEWKIRK,  
J. F. CARTWRIGHT,

*House Committee.*

Report accepted and adopted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 288 (file No. 86), entitled

A bill to revise and amend the charter of the city of Dowagiac and the acts amendatory thereof, and to repeal all acts and parts of acts in conflict therewith.

Also,

Senate bill No. 121 (file No. 72), entitled

A bill to detach certain territory from the township of Bruce, in the county of Chippewa, in the State of Michigan, and to organize the township of Dafter in said county.

Also,

Senate bill No. 367 (file No. 122), entitled

A bill to detach certain territory from the township of Inwood and attach the same to the township of Harrison, in Schoolcraft county, Michigan.

Also,

Senate bill No. 399 (file No. 92), entitled

A bill to amend title 17 of act No. 304 of the local acts of 1889, entitled "An act to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city, and to repeal an act entitled 'An act to incorporate the village of Lakeside, in the county of Muskegon,'" approved March 21, 1883, approved March 5, 1887, by adding a section thereto to stand as section 7.

Also,

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School."

Also,

Senate bill No. 154, entitled

A bill to authorize the city of Grand Haven to raise money to be used towards the construction of a court house therein for the county of Ottawa, in excess of the amount of pro rata tax.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

STATE OF MICHIGAN, }  
SENATE CHAMBER. }

*To the Honorable Senate:*

Pursuant to authority granted by resolution of the Senate, adopted March 16, the committee on Engrossment and enrollment have appointed Miss Jennie H. Clark assistant engrossing and enrolling clerk of the Senate.

CHARLES S. PIERCE, *Chairman*.

Dated March 17, 1893.

On motion of Mr. Pierce,

The report was adopted.

## MESSAGES FROM THE GOVERNOR.

*Lansing, March 18, 1893.**To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 288 (file No. 86), being

An act to revise and amend the charter of the city of Dowagiac and the acts amendatory thereof, and to repeal all acts and parts of acts in conflict therewith.

Also,

Senate bill No. 367 (file No. 122), being

An act to detach certain territory from the township of Inwood and attach the same to the township of Harrison in Schoolcraft county, Michigan.

Also,

Senate bill No. 121 (file No. 72), being

An act to detach certain territory from the township of Bruce in the county of Chippewa, in the State of Michigan, and to organize the township of Dafter in said county.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 17, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 370, entitled

A bill to amend section 1 of chapter 1, section 1 of chapter 3, section 7 of chapter 16, section 4 of chapter 19, and section 1 of chapter 22 of an act entitled "An act to revise the charter of the city of Mount Pleasant, in Isabella county," being act No. 264 of the session laws of 1891, approved March 30, 1891.

And to inform the Senate that the House has amended the same, as follows:

By inserting at the end of line 5 of section 1 the words, "The northeast quarter of the southeast quarter, and the southeast quarter of the northeast quarter,"

In the passage of which, as thus amended, the House has concurred by a vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the amendment made by the House to the bill,

On motion of Mr. Steel,



The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mellen |    |
| Brundage    | Garvelink  | Morrow     |    |
| Clapp       | Gibson     | Pascoe     |    |
| Clark       | Hough      | Sabin      |    |
| Crane       | Jewell     | Steel      |    |
| Earle       | McGinley   | Turnbull   |    |
| Fleishem    | McLaughlin | Weiss      | 21 |

## NAYS.

0

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 394 (file No. 127), entitled

A bill to incorporate the city of Belding, in the county of Ionia, and State of Michigan,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 18, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 173 (file No. 209), entitled

A bill to detach certain territory from the present township of Baraga in Baraga county, and to organize the same into a separate township to be known as the township of Covington, in said county,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | Garvelink  | Mellen    |    |
| Clapp       | Gibson     | Pascoe    |    |
| Clark       | Hough      | Sabin     |    |
| Crane       | Jewell     | Steel     |    |
| Earle       | McGinley   | Turnbull  |    |
| Flehiem     | McLaughlin | Weiss     | 21 |

## NAYS.

|            |   |
|------------|---|
| Mr. Pierce | 1 |
|------------|---|

Title agreed to.

On motion of Mr. Flehiem,

By a two-thirds vote of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 17, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 410, entitled

A bill to authorize the village of Vernon to borrow money for the purpose of making public improvements in said village and to issue bonds for the payment of the same,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

## MOTIONS AND RESOLUTIONS.

Mr. Clapp offered the following resolution:

*Resolved*, That the use of the Senate chamber, when the Senate is not in session, be granted tomorrow, March 21, to the committee on Labor interests,

Which resolution was adopted.

Mr. Clark moved to reconsider the vote by which the Senate on the 17th inst. passed

House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in the county of Berrien, and to attach the said territory to the township of St. Joseph in said county,

On which motion Mr. Pierce demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

|           |            |            |   |
|-----------|------------|------------|---|
| Mr. Clark | Mr. Mellen | Mr. Morrow |   |
| McGinley  |            |            | 4 |

## NAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Pascoe |    |
| Brundage    | Garvelink  | Pierce     |    |
| Crane       | Jewell     | Sabin      |    |
| Earle       | McLaughlin | Turnbull   |    |
| Fleishem    | Mears      | Weiss      | 15 |

Mr. Sabin moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 427 (file No. 94), entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 127, laws of 1879, as amended by act No. 49 of the laws of 1881, act No. 20 of the laws of 1883, and act No. 71, laws of 1891,

Which motion prevailed.

On motion of Mr. Sabin.

The bill was referred to the committee on Public health.

Mr. McGinley moved to take from the table

House joint resolution No. 26 (file No. 5), entitled

A joint resolution proposing an amendment to the constitution of this State by adding a new section thereto, to stand as section 16 of article 18, relative to the employment of male convicts and prisoners now confined and who may hereafter be confined in the prisons and jails of this State, in the construction, building and repairing of public roads, highways and bridges in this State,

Which motion prevailed.

On motion of Mr. McGinley,

The joint resolution was referred to the committee on Labor interests.

On motion of Mr. Fox,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Tuesday, March 21, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Champion.

On motion of Mr. Hough,

Leave of absence was granted to Mr. Champion until Thursday.

On motion of Mr. Burt,

Leave of absence was granted to himself until Friday.

On motion of Mr. French,  
Leave of absence was granted to himself until Friday.

PRESENTATION OF PETITIONS.

No. 123. By the President: Remonstrance of George Schneider, Lewis Walker, Joseph Hibeler and many other citizens of Detroit against the passage of Representative Gluecklich's tax bill.

Referred to a committee on Taxation.

No. 124. By Mr. Gibson: Petition of Walter W. Book, Benj. Hartsig, Geo. M. Colton and other citizens of Detroit, praying for the passage of Representative Gluecklich's tax bill.

Referred to the committee on Taxation.

No. 125. By Mr. McGinley: Resolution adopted by the Saginaw labor union favoring the passage of the McGinley interest bill.

On motion of Mr. McGinley,

The resolution was ordered spread on the Journal as follows:

*Resolved*, That this body endorse Senate bill No. 32, introduced by Senator McGinley, January, 18, 1893, entitled "A bill to regulate the interest, discount or consideration upon the loan or forbearance of money, money due on account, judgments, verdicts, decrees, goods, rights and choses in action, and to provide a remedy for any property usuriously taken, and for the punishment for the taking of usury."

[L. S.]

W. E. GARDINER, *President*.

WM. WARNER, *Secretary*.

The resolution was referred to the committee on Judiciary.

No. 126. By Mr. McGinley: Communication from Jas. G. Wheeler regarding the passage of Senator McGinley's interest bill.

On motion of Mr. McGinley the communication was ordered spread on the Journal as follows:

*Standish, Mich., March 20, 1893.*

*C. H. McGinley, Lansing, Mich.:*

DEAR SIR—We have had no regular meeting to take action on the bill, but I have shown it to the most of the members as well as all other union causes and the majority is in favor of the bill, this is the best I can do at present.

Respectfully yours.

JAS. G. WHEELER, L. A. F. S.

Referred to the committee on Judiciary.

No. 127. By Mr. Doran: Communication of Grand Rapids labor union endorsing Senator Doran's labor bill.

On motion of Mr. Doran,

The communication was ordered spread on the Journal, as follows:

GRAND RAPIDS, MICH., }  
*March 20, 1893.*

*Hon. Peter Doran:*

DEAR SIR—At a regular meeting of L. A. 3526 Knights of Labor, held at Greenwood hall, 64 Canal street, upon Wednesday evening, March 15, 1893, bill known as House bill No. 57, Senate bill No. 93, was endorsed by said L. A.

WM. KIRKPATRICK, M. W.

WM. GEO. MCCLYMONT, R. S.

76 Fourth street.

Referred to the committee on Labor interests.

No. 128. By Mr. Weiss: Petition of Henry Hinds and 100 other citizens protesting against the passage of the Buzzel minnow bill.

Referred to the committee on Fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committees on Cities and villages and Railroads, jointly:

The committees on Cities and villages and Railroads, jointly, to whom was referred

Senate bill No. 52 (file No. 15), entitled

A bill to provide separate grades for railroads and public highways and streets where railroads intersect such highways or streets,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the accompanying proposed substitute therefor be printed for the use of the committee.

JOSEPH M. WEISS,

*Chairman of the joint committees.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The request was granted and the proposed substitute ordered printed for the use of the committee.

By the committee on Cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 190 (file No. 64), entitled

A bill to incorporate the city of Grand Ledge, in the county of Eaton, and to repeal act number two hundred and sixty of the session laws of eighteen hundred and seventy-one and all acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 297, entitled

A bill granting to the city of Benton Harbor, in the county of Berrien, the right to lay, maintain and keep in repair a sewer in that part of a certain territorial and State road which lies between said city and the St. Joseph river,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred  
House bill No. 410, entitled

A bill to authorize the village of Vernon to borrow money for the purpose of making public improvements in said village and to issue bonds for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred  
House bill No. 86 (file No. 30), entitled

A bill authorizing incorporated villages to own and control cemeteries either within or without their corporate limits,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred  
House bill No. 58, entitled

A bill relative to justices' courts in the city of Grand Rapids, to reduce the number thereof, and to fix the compensation of such justices and provide a clerk and offices therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with amendments, thereto recommending that the amendments be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Morrow |    |
| Brundage    | Garvelink  | Mugford    |    |
| Burt        | Gibson     | Pascoe     |    |
| Clapp       | Hopkins    | Pierce     |    |
| Clark       | Hough      | Sabin      |    |
| Doran       | Jewell     | Sawyer     |    |
| Earle       | McGinley   | Steel      |    |
| Fleishem    | Mears      | Turnbull   |    |
| Fox         | Mellen     | Weiss      | 27 |

## NAYS.

|           |  |   |
|-----------|--|---|
| Mr. Crane |  | 1 |
|-----------|--|---|

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the joint committee on Liquor, traffic, Counties and townships and Roads and bridges:

The joint committee on Liquor traffic, Counties and townships and Roads and bridges would most respectfully report that pursuant to a resolution of the Senate giving them authority, they have selected Eli Bidleman as their clerk, in the place of Chas. C. Campau, resigned.

E. M. BARNARD,

*Chairman on Liquor traffic.*

R. E. FRENCH,

*Chairman on Counties and townships.*

WILLIAM MEARS,

*Chairman on Roads and bridges.*

Report accepted and adopted.

By the committee on Fisheries.

The committee on Fisheries, to whom was referred

House bill No. 125 (file No. 41), entitled

A bill to prohibit the taking, catching or destruction of fish in Raisin river, in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. GIBSON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Normal School:

The committee on Normal School, to whom was referred

Senate bill No. 303, entitled

A bill to appropriate \$25,000 to erect and equip a building for physical education and training at the State Normal School at Ypsilanti,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES S. PIERCE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations,

By the committee on Elections:

The committee on Elections, to whom was referred

House bill No. 92 (file No. 69), entitled

A bill to amend sections 1, 4, 5 and 6 of an act entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners [and], define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES S. PIERCE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
*Lansing, Mich., March 20, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 399 (file No. 92), being

An act to amend title 17 of act No. 304, of the local acts of 1889, entitled "An act to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city, and to repeal an act entitled 'An act to incorporate the village of Lakeside, in the county of Muskegon,' approved March 21, 1883," Approved March 5, 1887, by adding a section thereto to stand as section 7.

Very respectfully,

JOHN T. RICH, *Governor*.

The message was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Doran offered the following resolution:

WHEREAS, Mrs. Margaret Custer Calhoun, who has so ably and acceptably filled the position of State Librarian, has tendered her resignation and is about to leave us, and as a slight token of our esteem

*Resolved by the Senate* (the House concurring), That a committee of three from the Senate, and three from the House be appointed by the president of the Senate and speaker of the House, to prepare a complimentary benefit for her, and have the pleasure of enjoying some of her excellent readings and recitations,

Which resolution was adopted.

Mr. Jewell moved that

House bill No. 389, entitled

A bill to detach certain territory from the townships of Lincoln and Royalton, in the county of Berrien, and to attach the said territory to the township of St. Joseph, in said county,

Be ordered to take immediate effect,

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Clapp offered the following resolution:

*Resolved*, That a respectful message be sent to the House requesting the return to the Senate of

House bill No. 293 (file No. 106), entitled

A bill to amend sections 2 and '63 of an act entitled "An act to reincorporate the village of Galesburg," approved April 5, 1869,

Which resolution was adopted.

#### GENERAL ORDER.

On motion of Mr. Pierce,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Hough to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 92 (file No. 69), entitled

A bill to amend sections 1, 4, 5 and 6 of an act entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act,"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

L. C. HOUGH, *Chairman*.

Report accepted.

The above named bill was placed on the order of third reading of bills.

By unanimous consent,

The Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Doran moved that the committee on Labor interests be excused from the remainder of today's session,

Which motion prevailed.

On motion of Mr. Morrow,

Leave of absence was granted to himself for the remainder of today's session.

By unanimous consent the Senate took up the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 217, entitled

A bill to amend sections 4, 5, 7, 16, 37 and 38, of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' " approved Feb. 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, approved April 9, 1877, approved May 9, 1889, approved May 22, 1891, and to add two new sections to said act of incorporation to stand as sections 95 and 96 of said act,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

#### GENERAL ORDER.

On motion of Mr. Steel,

The Senate went into committee of the whole on the general order whereupon,

The President called Mr. Hough to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 190 (file No. 64), entitled

A bill to incorporate the city of Grand Ledge, in the county of Eaton, and to repeal act No. 260 of the session laws of 1871 and all acts amendatory thereof.

Senate bill No. 80 (file No. 136), entitled

A bill authorizing probate courts in this State to order or decree a letting for a term of years, or a sale of real estate by executors, administrators or guardians,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

L. C. HOUGH, *Chairman.*

Report accepted.

On motion of Mr. Hough,

The Senate concurred in the amendments made to the above named bills and the same were placed on the order of third reading of bills.

On motion of Mr. Pierce,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Wednesday, March 22, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 129. By Mr. Gilbert: Petition of B. B. Smith, J. M. Burtch and 321 other citizens of Grand Ledge, praying for certain amendments to their charter.

On motion of Mr. Gilbert the petition was ordered spread on the Journal as follows:

*To the Honorable Members of the Senate, Session of 1893.*

We, the undersigned citizens of Grand Ledge, respectfully request that you so amend the charter of the city of Grand Ledge now pending in the Senate so that it will require either a majority vote of the tax paying electors, or a two-thirds vote of the electors to bond said city for the purpose of constructing water-works; also that a supervisor be elected in each ward of said city to represent said wards on board of supervisors, and that the mayor have no representation on said board of supervisors.

Referred to the committee on Cities and villages.

No. 130. By Mr. Gibson: Petition of H. W. Bradley, Charles C. Bradley, J. Bartholomew, Ralph G. Smith and other citizens of Romeo regarding the Buzzell minnow bill.

On motion of Mr. Gibson,

The petition was ordered spread on the Journal, as follows:

*Romeo, Mich., March 20, 1893.*

*C. F. Gibson, Chairman:*

DEAR SIR—The opposition to bill 242, introduced by Mr. Buzzell, obliges us, as supporters of Mr. Buzzell's bill, and admirers of fair play, to define our position.

The facts in the case are, that every week, and sometimes oftener, men come from the Flats, and placing boats in such a position in our small streams that fish can neither go up nor down, drag the stream from end to end with nets, taking every live fish of all kinds which a fine meshed net will hold. Their claim that they throw out all but chubs and shiners is not true. It would be an impossibility to do so, at the streams.

For the past five years we have planted thousands of brook trout in all these streams, furnished by the State, in accordance with the State law. In the streams which have been dragged, *we find no trout*, while in the small streams too small to be dragged *we find plenty of trout*. The inference is obvious.

As to Detroit clubmen and statements in Detroit papers—the statement that this bill is spite work is a piece of childish pettishness, and unworthy of any lover of field sport. The men who drag the streams do not injure the crops so much as men fishing for trout would do, and farmers who object to dragging the streams, and who are with us to a man, base their objections on the facts as stated above, that we will not be able to grow

trout if the dragging for minnows continues. So much for Secretary Whitney's statement.

To Landlord Slocum and others who say the resort hotels will be obliged to shut up if this bill passes, we reply that we fish for bass sometimes, and we are willing to either catch or pay others for catching our bait with a hook and line, and they have the same privilege. One part of their story is true. The streams are full of shiners and chubs, and they can be caught in great plenty with hook and line without entirely destroying them.

If Jim Slocum and other landlords took a lease of the four counties mentioned along with their hotels and propose to use them for breeding ground for bait, let them show it up, and we will retire and allow them to retain possession, as they have already taken possession. It will save us lots of trouble and the State a good many dollars which they are now throwing away in hatching out brook trout and sending us to plant in these streams, apparently under cover of law. If, however, we have any rights to a small share in the fishing—which the fish law would seem to indicate—we answer that they had better shut up their houses if it is going to destroy the brook trout fishing in four counties. If our trout succeed, and the resort hotels shut up, we cordially invite Joe Weiss, A. D. Whitney, Jim Slocum and others out of employment, to come up and fish for brook trout, and we will furnish the bait. We make a virtue of necessity. We could not keep them out if we would, and would not if we could. The moral of which is, that Detroit people, including those at St. Clair flats, are more interested in the success of the brook trout in this section than we are, and will probably fish for them ten days to our one.

Referred to the committee on Fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 304 (file No. 99), entitled

A bill to incorporate the village of Gobleville,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Crane  
Doran  
Earle

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McGinley

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer



Mr. Fleshier  
Fox  
Garvelink

Mr. McLaughlin  
Mears  
Mellen

Mr. Steel  
Turnbull  
Weiss

24

NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 407, entitled

A bill to incorporate the city of Dearborn, Wayne county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to incorporate the village of Dearborn, in the county of Wayne and State of Michigan,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Gibson,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Clark  
Crane  
Doran  
Earle  
Fleshier  
Fox  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

27

NAYS.

0

Title agreed to.

On motion of Mr. Gibson,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 266 (file No. 81), entitled

A bill to revise and amend the charter of the city of Gladstone, being act No. 298 of the session laws of 1889, entitled "An act to incorporate the city of Gladstone, in the county of Delta, in the State of Michigan,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Fleshiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

Pending third reading of the bill,

On motion of Mr. Fleshiem,

The bill was laid on the table.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the United Home Protectors' Fraternity, a co-operative, social, beneficial and fraternal society or order,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 235, entitled

A bill relative to exemptions in certain cases,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sabin,

The bill was laid on the table.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 214, entitled

A bill to amend section 1 of act 179, of the public acts of 1881, being section 6399 of Howell's statutes, relative to crier of the Supreme Court.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with

amendment thereto, recommending that the amendment be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

House bill No. 78 (file No. 68), entitled

A bill to amend section 68, paragraph 578, of Howell's annotated statutes, relative to the compensation of sheriffs,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill relative to the compensation of sheriffs,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

CHAS. H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the adoption of the substitute reported by committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Public health:

The committee on Public health, to whom was referred

Senate bill No. 266, entitled

A bill to make an appropriation for special investigations and inspections, and otherwise to increase the efficiency of the State board of health in restricting dangerous diseases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 486, entitled

A bill providing for two precincts for the township of Waucedah, in the county of Dickinson, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election, and members of the board of registration therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without

amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleshier  
Fox  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Finance and appropriations:

The committee on Finance and appropriations to whom was referred the subject of mileage, beg leave to make a supplemental report, and that mileage be allowed Ed. E. Rice, clerk committee on State affairs, 130 miles; Jennie H. Clark, assistant engrossing and enrolling clerk, 292 miles.

EDWIN G. FOX, *Chairman*.

Report accepted and adopted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 77 (file No. 27), entitled

A bill to amend section 1 of act number 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled 'An act to extend aid to the University of Michigan,' approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871," the same being section 4945 of Howell's annotated statutes.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 117 (file No. 45), entitled

A bill to amend section 9 of an act entitled "An act to provide for the incorporation of associations for the purpose of constructing, owning, controlling and acquiring by lease buildings for exposition and exposition

purposes," approved February 13, 1889, being act No. 6, of the session laws of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred Senate bill No. 106 (file No. 40), entitled

A bill to amend section 4 of the act entitled "An act to revise the laws for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42, of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt, and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred Senate bill No. 408, entitled

A bill to prohibit the use of the term "bank," "banker" or "bankers," to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State, or of the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject,

GEO. A. STEEL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on banks and corporations:

The committee on banks and corporations, to whom was referred Senate bill No. 33 (file No. 6), entitled

A bill to amend sections fourteen and fifteen of act number fifty-nine of the laws of 1851, relative to the incorporated telegraph companies, being sections 3706 and 3707 of Howell's annotated statutes of 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and

that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 358, entitled

A bill to prohibit the hunting, capturing, worrying, wounding and killing of deer in the counties of Lapeer, Huron, Sanilac, Tuscola, and St. Clair, for the period of 10 years, and to provide a penalty for the violation thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 823, entitled

A bill to authorize the village of St. Charles, in the county of Saginaw, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:



HOUSE OF REPRESENTATIVES, }  
*Lansing, March 21, 1893.* }

*To the President of the Senate:*

SIR— I am instructed by the House to transmit the following bill:

House bill No. 711, entitled

A bill to authorize the township of Maple Valley, Sanilac county, to raise money or issue bond for the improvement of Elk Creek,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
 Brundage  
 Clapp  
 Clark  
 Crane  
 Earle  
 Fleshier  
 Fox  
 Garvelink

Mr. Gibson  
 Gilbert  
 Hopkins  
 Hough  
 Jewell  
 McGinley  
 McLaughlin  
 Mears  
 Mellen

Mr. Mugford  
 Pascoe  
 Pierce  
 Sabin  
 Sawyer  
 Steel  
 Turnbull  
 Weiss

26

NAYS.

0

Title agreed to.

On motion of Mr. McGinley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 21, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 53 (file No. 56), entitled

A bill to provide for the incorporation of associations for the purpose of erecting and owning buildings to be occupied for stores, offices, halls and lodge, society and association rooms,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 269 (file No. 109), entitled

A bill to repeal act No. 35 of the laws of 1869, entitled "An act to create a soldiers' aid fund for disabled Michigan soldiers, sailors and marines, and Michigan men who have served in the late war in other State organizations or in the forces of the United States," and to repeal act No. 31, session laws of 1863, entitled "An act for the relief of sick, disabled and needy soldiers," approved February 18, 1863; also act No. 36, session laws of 1867, being "An act to provide a temporary home for disabled Michigan soldiers, approved March 8, 1867; also act No. 114 of session laws of 1867, entitled 'An act to provide a soldiers' permanent home commission, and to define its duties,' approved March 26, 1867; also act No. 228 of session laws of 1865, being 'An act making an appropriation for the soldiers' relief fund,' approved March 16, 1869; and to provide for the disposition of all money heretofore appropriated under the provisions of said act not yet expended,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Military affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 21, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 238 (file No. 108), entitled

A bill to provide for a joint cemetery board for the township of Midland and the city of Midland, and to regulate the powers and duties thereof, and to fix the compensation of the members of said board,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Brundage  
Clark  
Crane  
Doran  
Earle  
Flehiem  
Fox  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mellen

Mr. Morrow  
Mugford  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

23

## NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 21, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 237 (file No. 107), entitled

A bill to authorize the township of Midland, in the county of Midland, to convey certain real estate to the city of Midland,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Clapp  
Clark  
Crane  
Doran  
Earle  
Flehiem  
Fox

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

26

## NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Fleshiem moved to take from the table  
House bill No. 266 (file No. 81), entitled  
A bill to revise and amend the charter of the city of Gladstone,  
Which motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|              |             |             |    |
|--------------|-------------|-------------|----|
| Mr. Brundage | Mr. Hopkins | Mr. Mugford |    |
| Crane        | Hough       | Pascoe      |    |
| Earle        | Jewell      | Pierce      |    |
| Fleshiem     | McGinley    | Sabin       |    |
| Fox          | McLaughlin  | Sawyer      |    |
| Garvelink    | Mears       | Turnbull    |    |
| Gibson       | Mellen      | Weiss       | 21 |

#### NAYS.

0

The question being on agreeing to the title,

Mr. Fox moved to amend the title as follows:

"A bill to reincorporate the city of Gladstone in the county of Delta, and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Fleshiem,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### THIRD READING OF BILLS.

House bill No. 92 (file No. 69), entitled

A bill to amend sections 1, 4, 5 and 6 of an act entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, [and] to define the duties and fix the compensation for the same and to repeal all existing act or parts of acts conflicting with the provisions of this act,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Pierce |    |
| Crane       | Hopkins    | Sabin      |    |
| Earle       | Hough      | Sawyer     |    |
| Fleshiem    | Jewell     | Steel      |    |
| Fox         | McLaughlin | Turnbull   |    |
| Garvelink   | Pascoe     | Weiss      | 18 |

#### NAYS.

|              |          |            |   |
|--------------|----------|------------|---|
| Mr. Brundage | McGinley | Mr. Mellen |   |
| Clark        |          |            | 4 |

Title agreed to.

Senate bill No. 80 (file No. 136), entitled

A bill authorizing probate courts in this State to order or decree a letting for a term of years, or a sale of real estate by executors, administrators or guardians.

Pending third reading of which,

On motion of Mr. McGinley,

The bill was re-referred to the committee on Judiciary.

House bill No. 190 (file No. 64), entitled

A bill to incorporate the city of Grand Ledge, in the county of Eaton, and to repeal act number 260 of the session laws of 1871, and all acts amendatory thereof,

Was read a third time and, pending the taking of the vote thereon,

Mr. Turnbull moved to amend the bill as follows:

By striking out section 2 and inserting in lieu thereof the following: "There shall be the following ward officers: One supervisor, two aldermen and one constable, who shall be elected by the qualified voters of the respective wards."

On which motion he demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|           |            |            |   |
|-----------|------------|------------|---|
| Mr. Clark | Mr. Mellen | Mr. Pascoe |   |
| Gilbert   | Mugford    | Turnbull   | 6 |

#### NAYS.

|              |             |            |    |
|--------------|-------------|------------|----|
| Mr. Brundage | Mr. Hopkins | Mr. Morrow |    |
| Clapp        | Hough       | Pierce     |    |
| Crane        | Jewell      | Sabin      |    |
| Earle        | McGinley    | Sawyer     |    |
| Fox          | McLaughlin  | Steel      |    |
| Garvelink    | Mears       | Weiss      | 18 |

Mr. Turnbull then moved to amend the bill as follows:

By striking out all of section 29 of chapter 6,

On which motion he demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|           |            |             |   |
|-----------|------------|-------------|---|
| Mr. Clark | Mr. Mellen | Mr. Mugford |   |
| Gilbert   | Morrow     | Turnbull    | 6 |

#### NAYS.

|              |               |                |    |
|--------------|---------------|----------------|----|
| Mr. Brundage | Mr. Garvelink | Mr. McLaughlin |    |
| Clapp        | Hopkins       | Mears          |    |
| Crane        | Hough         | Sabin          |    |
| Earle        | Jewell        | Steel          |    |
| Fox          | McGinley      | Weiss          | 15 |

Mr. Turnbull then moved to amend the bill as follows:

By striking out all of section 17 chapter XXII, on which motion he demanded the yeas and nays.

The motion then did not prevail a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|                      |                      |                         |   |
|----------------------|----------------------|-------------------------|---|
| Mr. Clark<br>Gilbert | Mr. Mellen<br>Morrow | Mr. Mugford<br>Turnbull | 6 |
|----------------------|----------------------|-------------------------|---|

## NAYS.

|  |  |                                       |    |
|--|--|---------------------------------------|----|
| Mr. Brundage<br>Clapp<br>Crane<br>Earle<br>Fox | Mr. Garvelink<br>Hopkins<br>Jewell<br>McGinley<br>McLaughlin | Mr. Mears<br>Pascoe<br>Sabin<br>Weiss | 14 |
|--|--|---------------------------------------|----|

Mr. Turnbull then moved to amend the bill as follows:

By striking out of section 17, of chapter 22, all after the word "clerk," in line 4 of said section, up to and including the word "city," in line 7 of said section,

Which amendment was adopted.

By striking out of line 5 of section 4 of chapter XXV, the word "majority," and inserting in lieu thereof the word "two-thirds," on which motion he demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|                  |                       |                         |   |
|------------------|-----------------------|-------------------------|---|
| Mr. Clark<br>Fox | Mr. Gilbert<br>Mellen | Mr. Mugford<br>Turnbull | 6 |
|------------------|-----------------------|-------------------------|---|

## NAYS.

|   |   |                                       |    |
|---|---|---------------------------------------|----|
| Mr. Brundage<br>Clapp<br>Crane<br>Garvelink | Mr. Hopkins<br>Jewell<br>McGinley<br>McLaughlin | Mr. Mears<br>Pascoe<br>Sabin<br>Weiss | 12 |
|---|---|---------------------------------------|----|

Mr. Turnbull then moved to amend the bill as follows:

By striking out of line 6 of section 4, chapter XXV the words "voting therefor,"

Which motion prevailed and the bill was thus amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|   |  |   |    |
|---|--|---|----|
| Mr. Brundage<br>Clapp<br>Crane<br>Earle<br>Fleishem<br>Fox<br>Garvelink | Mr. Gibson<br>Hopkins<br>Jewell<br>McGinley<br>McLaughlin<br>Mears<br>Pascoe | Mr. Pierce<br>Sabin<br>Sawyer<br>Steel<br>Turnbull<br>Weiss | 20 |
|---|--|---|----|

## NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.



Unanimous consent being given, the committee on Public health was granted leave of absence for the remainder of today's session.

By unanimous consent, the Senate resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Fox moved to take from the table the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after May 22, 1893, the two Houses of the Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of the Legislature shall be the 25th day of May, 1893, at 12 o'clock noon of that day.

The question being on concurring in the adoption of the resolution,

Mr. Fox moved to amend the same so as to read as follows:

*Resolved* (the Senate concurring), That from and after May 25, 1893, the two Houses of the Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of the Legislature shall be the 29th day of May, 1893, at 12 o'clock noon of that day.

The concurrent resolution as amended was then adopted.

Mr. Pierce moved to take from the table,

Senate bill No. 372, entitled

A bill to incorporate the city of Isabella, in the county of Isabella,

Which motion prevailed.

On motion of Mr. Pierce,

The bill was referred to the committee on Cities and villages.

. GENERAL ORDER.

On motion of Mr. McLaughlin,

The Senate went into committee of the whole on the general order,

Whereupon,

The President called Mr. Pascoe to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

I.

The committee of the whole have had under consideration the following:  
House bill No. 297, entitled

A bill granting to the city of Benton Harbor, in the county of Berrien, the right to lay, maintain and keep in repair a sewer in that part of a certain territorial and State road which lies between said city and the St. Joseph river.

Senate bill No. 82 (file No. 142), entitled

A bill making appropriations for the Michigan Pioneer and Historical Society for the years 1893 and 1894.

Senate bill No. 49 (file No. 144), entitled

A bill to amend section two of chapter 166 of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882, relate to new trials and exceptions in criminal cases, and to add a new section to said chapter, to stand thereto as section 8,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

PETER PASCOE, *Chairman*.

Report accepted.

The above named bills were placed on the order of third reading of bills.

On motion of Mr. Weiss,

The Senate resumed the order of

### THIRD READING OF BILLS.

House bill No. 297, entitled

A bill granting to the city of Benton Harbor, in the county of Berrien, the right to lay, maintain and keep in repair a sewer in that part of a certain territorial and State road which lies between said city and the St. Joseph river,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Jewell moved that there be a call of the Senate,

Which motion prevailed.

### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary and no Senators were reported absent without leave.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |             |            |    |
|-------------|-------------|------------|----|
| Mr. Barnard | Mr. Gilbert | Mr. Morrow |    |
| Brundage    | Hopkins     | Mugford    |    |
| Crane       | Hough       | Pierce     |    |
| Earle       | Jewell      | Sabin      |    |
| Fleishem    | McLaughlin  | Sawyer     |    |
| Fox         | Mears       | Steel      |    |
| Garvelink   | Mellen      | Weiss      | 21 |

#### NAYS.

|            |            |   |
|------------|------------|---|
| Mr. Gibson | Mr. Pascoe | 2 |
|------------|------------|---|

Title agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Gibson moved that the Senate adjourn,

Which motion did not prevail.

Mr. McLaughlin moved that the Senate take a recess until 8 o'clock this evening,

On which motion Mr. Turnbull demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|              |                |           |
|--------------|----------------|-----------|
| Mr. Brundage | Mr. McLaughlin | Mr. Steel |
| Garvelink    | Sabin          | Weiss     |
| Hough        |                |           |

7

#### NAYS.

|             |            |            |
|-------------|------------|------------|
| Mr. Barnard | Mr. Gibson | Mr. Mellen |
| Clapp       | Gilbert    | Morrow     |
| Crane       | Hopkins    | Mugford    |

Mr. Doran  
Earle  
Fleishem  
Fox

Mr. Jewell  
McGinley  
Mears

Mr. Pascoe  
Sawyer  
Turnbull

19

On motion of Mr. Hopkins,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Thursday, March 23, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

#### PRESENTATION OF PETITIONS.

No. 131. By Mr. Miller: Protest of the farmers' institute held at Rochester, Oakland county, Mich., March 15, against an additional appropriation for the Columbian Exposition.

Referred to the committee on Finance and appropriation.

No. 132. By Mr. Doran: Communication of Alfred Ball, secretary of Central Labor Union of Grand Rapids, in behalf of said union indorsing Senate bills 93, 111 and 35.

On motion of Mr. Doran,

The communication was ordered spread on the Journal, as follows:

*Grand Rapids, Mich, March 18, 1893.*

*To Hon. Peter Doran, Senator, Lansing, Mich.:*

DEAR SIR—At a meeting of the C. L. U. of Grand Rapids, the following Senate bills were indorsed by that organization: Senate bill No. 93, by Senator Doran, and Senate bill No. 111, by Senator Doran, and Senate bill No. 35, by Senator McLaughlin. Hoping this action will meet with your favor,

I remain, yours respectfully,

ALFRED BALL,

*Secretary C. L. U., 97 Canal street.*

Referred to the committee on Labor.

No. 133. By Mr. Doran: Petition of Moses Taggert, Frank W. Hine and other citizens of Grand Rapids in favor of the woman's gymnasium at the University of Michigan.

On motion of Mr. Doran,

The petition was ordered spread on the Journal as follows:

1. The young women have never had an opportunity for physical development excepting walks, while on the other hand, the men students have an athletic field provided by the State, besides the new gymnasium.

2. A small room with a capacity of 30 is the only place which is devoted to the exclusive use of the 550 college women.

3. The University of Michigan is the only important educational institution in the country in which suitable gymnasiums are not provided.

4. Definite physical education is a necessity both for its own sake and as a basis for mental training.

5. A great majority of the women students are preparing themselves for teachers. If they are given a rational physical training they will use their influence in this direction wherever they go.

Referred to the committee on University.

No. 134. By Mr. Doran: Petition of Thos. D. Gilbert, and four others, on the same subject.

Referred to committee on University.

No. 135. By Mr. Doran: Petition of Wm. E. Grove, C. G. Hyde, and seven others, on the same subject.

Referred to committee on University.

No. 136. By Mr. Pierce: Resolutions adopted by the Wayne county teachers' institute, favoring the passage of a bill for a building for physical education and training at the State Normal School.

On motion of Mr. Pierce,

The resolutions were ordered spread on the Journal as follows:

WHEREAS, We believe that an urgent present need in American public education is the promotion of systematic physical culture; and,

WHEREAS, It is the judgment of this institute, composed of 700 Detroit and Wayne county teachers, that the development and training of the body should keep even pace with the culture of the mind; and

WHEREAS, This training is in line with the demands of enlightened public sentiment; and

WHEREAS, The Michigan State Normal School is rightfully and of necessity charged with the duty of preparing teachers equipped for duty along all needed lines; therefore

*Resolved*, That we view with great satisfaction the introduction in the State Legislature of a bill to provide "A building and equipment for physical education and training in the State Normal School," and we earnestly urge that the same be enacted into a law.

Referred to the committee on Normal School.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 372, entitled

A bill to incorporate the city of Isabella, in the county of Isabella,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend an act entitled "An act to incorporate the village of McBain," approved March 4, 1893,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Brundage    | Gibson        | Mugford    |    |
| Burt        | Gilbert       | Pascoe     |    |
| Clapp       | Hopkins       | Pierce     |    |
| Crane       | Hough         | Sabin      |    |
| Doran       | Jewell        | Sawyer     |    |
| Earle       | McGinley      | Turnbull   |    |
| Fleishem    | Mears         | Weiss      |    |
| Fox         | Mellen        |            | 26 |

NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect:

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 224, entitled

A bill to allow the village of Ontonagon, in the county of Ontonagon, to issue bonds to the amount of thirty thousand dollars for the purpose of building water-works and an electric lighting plant,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to allow the village of Ontonagon, in the county of Ontonagon, to issue bonds to the amount of thirty thousand dollars for the purpose of building water-works and an electric lighting plant,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |               |            |
|-------------|---------------|------------|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |
| Brundage    | Gibson        | Mugford    |
| Burt        | Hopkins       | Pascoe     |
| Clapp       | Hough         | Pierce     |

Mr. Clark  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 272 (file No. 96), entitled

A bill to reincorporate the village of Homer and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Crane  
Doran  
Earle  
Fleishem  
Fox  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 390 (file No. 207), entitled

A bill to authorize the village of Chesaning in the county of Saginaw, State of Michigan, to borrow money and issue bonds therefor, for the purpose of making public improvements.



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Brundage    | Gibson        | Mugford    |    |
| Burt        | Gilbert       | Pascoe     |    |
| Clapp       | Hopkins       | Pierce     |    |
| Clark       | Hough         | Sabin      |    |
| Crane       | Jewell        | Sawyer     |    |
| Doran       | McGinley      | Steel      |    |
| Earle       | McLaughlin    | Turnbull   |    |
| Fleishem    | Mears         | Weiss      |    |
| Fox         | Mellen        |            | 29 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 207, entitled

A bill to authorize the common council of any incorporated city within the limits of this State, or for the board of trustees of any incorporated village therein to make contracts for lighting parks, alleys and other public places within its corporate limits,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with amendments, thereto recommending that the amendments be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Mr. Clark  
Crane  
Doran  
Earle  
Fleishem  
Fox

Mr. Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28  
0

NAYS.

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 272 (file No. 96), entitled

A bill to reincorporate the village of Homer and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendment made to the bill by the committee.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Crane  
Doran  
Earle  
Fleishem  
Fox  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28  
0

NAYS.

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 390 (file No. 207), entitled

A bill to authorize the village of Chesaning in the county of Saginaw, State of Michigan, to borrow money and issue bonds therefor, for the purpose of making public improvements.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Brundage    | Gibson        | Mugford    |    |
| Burt        | Gilbert       | Pascoe     |    |
| Clapp       | Hopkins       | Pierce     |    |
| Clark       | Hough         | Sabin      |    |
| Crane       | Jewell        | Sawyer     |    |
| Doran       | McGinley      | Steel      |    |
| Earle       | McLaughlin    | Turnbull   |    |
| Fleishem    | Mears         | Weiss      |    |
| Fox         | Mellen        |            | 29 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred Senate bill No. 207, entitled

A bill to authorize the common council of any incorporated city within the limits of this State, or for the board of trustees of any incorporated village therein to make contracts for lighting parks, alleys and other public places within its corporate limits,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with amendments, thereto recommending that the amendments be concurred in and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 404, entitled

A bill to incorporate investment and guaranty companies, and to prescribe their powers,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The bill was referred to the committee on Banks and corporations.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 272, entitled

A bill making an appropriation for the Michigan School for the Deaf for the years 1893 and 1894,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 31, entitled

A bill to provide for a commission to locate and mark the positions, and places occupied by Michigan regiments and batteries who fought upon the battle fields of Chickamauga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expense of the same,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for a commission to locate and mark the positions and places occupied by Michigan regiments and batteries who fought upon the battle fields of Chickamauga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expenses of the same,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on University:

The committee on University, to whom was referred  
Senate bill No. 40 (file No. 10), entitled

A bill making an appropriation for the use and maintenance of the  
University of Michigan,

Respectfully report that they have had the same under consideration,  
and have directed me to report the same back to the Senate with the  
accompanying amendments thereto, recommending that the amendments  
be concurred in, and that the bill when so amended do pass and ask to be  
discharged from the further consideration of the subject.

J. R. McLAUGHLIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McLaughlin,

The Senate concurred in the amendments made to the bill by the  
committee.

The bill was then referred to the committee on Finance and appropria-  
tions.

By the committee on Labor inteseests:

The committee on Labor interests, to whom was referred

Senate bill No. 35 (file No. 8), entitled

A bill to repeal all of act No. 172 of the public acts of 1889, and being  
compiler's section 9881c, Howell's annotated statutes, entitled "An act rel-  
ative to the confinement in this State of persons committed or sentenced  
by courts of the United States or of the territories thereof,"

Respectfully report that they have had the same under consideration,  
and have directed me to report the same back to the Senate without  
amendment and recommend that the bill do pass, and ask to be discharged  
from the further consideration of the subject.

FRANK W. CLAPP, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the  
general order.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred

Senate bill No. 170, entitled

A bill to determine and fix the liability of corporations, other than muni-  
cipal, for injuries to employés and to extend the liability of such corpora-  
tions in certain cases,

Respectfully report that they have had the same under consideration,  
and have directed me to report the same back to the Senate, and request  
that the same be printed for the use of the committee.

FRANK W. CLAPP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Clapp,

The request was granted, and the bill ordered printed for the use of the  
committee.

By the committee on labor interests:

The committee on labor interests, to whom was referred

Senate bill No. 151, entitled

A bill relating to the liability of employers for personal injuries sus-  
tained by their employés,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the Senate, and ask that the same be printed for the use of the committee.

FRANK W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred

House bill No. 34 (file No. 32), entitled

A bill making an appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be referred to the committee on Asylums for the insane.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Asylums for the insane.

By the committee on Asylums for the insane:

The committee on Asylums for the insane, to whom was referred

House bill No. 34 (file No. 32), entitled

A bill making an appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on Finance and appropriations.

By the committee on Public health:

The committee on Public health, to whom was referred

Senate bill No. 427 (file 94), entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 127 laws of 1879, as amended by act No. 49 of the laws of 1881, act No. 20 of the laws of 1883, and act No. 71 laws of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Sabin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred



House bill No. 34 (file No. 82), entitled

A bill making an appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 141, entitled

A bill to repeal act No. 182 of the session laws, public acts of 1891, being an act entitled "An act to provide for the payment of a franchise fee by corporations," approved July 2, 1891,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The bill was laid on the table.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 508, entitled

A bill to amend by adding a new section to stand as section 39, chapter 118 of the revised statutes of 1846, being compiler's chapter 282 of Howell's statutes of Michigan entitled "The voluntary dissolution of corporations and of the abatement of suits by and against them,"

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be referred to the committee on Judiciary.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The bill was referred to the committee on Judiciary.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

Senate bill No. 190, entitled

A bill to amend section 1 of act 182 of the laws of 1891, relative to the payment of a franchise fee by corporations,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred Senate bill No. 209, entitled

A bill to provide a legal and uniform system of computing interest and discount,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 217, entitled

A bill to amend sections 4, 5, 7, 16, 37 and 38, of act No. 428 of the session laws of 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,'" approved Feb. 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, approved April 9, 1887, approved May 9, 1889, approved May 22, 1891, and to add two new sections to said act of incorporation to stand as sections 95 and 96 of said act.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

#### REPORTS OF SELECT COMMITTEES.

By the select committee appointed to visit the Detroit House of Correction.

*Lansing, Mich., March 23, 1893.*

*To the Honorable Senate of the State of Michigan:*

The special committee appointed to visit the Detroit House of Correction respectfully report that they made a visit to that institution on the second and third days of the current month.

The committee assumed that it was the sense of the Senate that some information be obtained relative to the management and condition of the establishment, and of its inmates, which would be of service to the Senate in directing any legislation that might be necessary and expedient in furthering the ends of the institution.

Each department and every part of the prison was visited, and each member of the committee held interviews with and received statements from the several officers in charge, and made personal observations of the institution, but the only statistical matter, in printed form, obtained was the report of the superintendent for the fiscal year, ending Dec. 31, 1891.

As to the management of the prison your committee found a system certainly able and wise.

As to the condition of the establishment and of its inmates, cleanliness in both thoroughly commendable, and a state of health of the people highly gratifying were observed.

As to the business operations conducted in the prison, the information obtained was secured from the interviews, statements and observations and the printed statistics hereinbefore referred to.

In the superintendent's report it is shown that of the commitments for the year 1891, two-thirds were made by the courts of the city of Detroit. That the next largest number were made by United States' courts, and that Wayne county followed the national government.

The increase in commitments for the year 1891, over the year 1890, were one hundred and sixty, and it is safe to assume that no decrease followed in the year 1892.

The number incarcerated at the time of our visit was 850 or 100 more than the general monthly average.

The lowest order of misdemeanors furnished the greatest number of prisoners, ninety per cent of whom were males.

The terms of sentence of those received during the year were:

|  |       |
|--|-------|
| For life.....                              | 4     |
| Ten years to twenty-five years.....        | 5     |
| Five years and less than ten years.....    | 43    |
| Two years and less than five years.....    | 148   |
| One year and less than two years.....      | 132   |
| Ninety days and less than one year.....    | 620   |
| Thirty days and less than ninety days..... | 1,252 |
| One day and less than thirty days.....     | 497   |

The length of time actually served by those discharged was;

|   |       |
|---|-------|
| Five years and less than seven years..... | 3     |
| One year and less than five years.....    | 73    |
| One month and less than one year.....     | 2,465 |

Or an average of  $68\frac{1}{3}$  days service by each prisoner.

We were much interested in table No. 2 of the report of the superintendent, showing the receipts and disbursements of the institution. Being valuable for comparison, we have classified its items under, to us, more convenient and comprehensive headings, to wit:

#### RECEIPTS.

##### *Inventory.*

|   |              |
|---|--------------|
| Furniture and fixtures.....               | \$17,073 66  |
| Clothing and bedding.....                 | 8,027 28     |
| Medical department.....                   | 263 20       |
| Buildings.....                            | 4,121 31     |
| Manufactures—finished and unfinished..... | 277,253 69   |
| Board and provisions.....                 | 39,704 80    |
| Materials and machinery.....              | 75,239 37    |
| From prisoners and interest.....          | 4,513 88     |
| Total.....                                | \$426,197 19 |

#### DISBURSEMENTS.

##### *Expense account.*

|                           |             |
|---------------------------|-------------|
| Medical department.....   | \$2,016 76  |
| Discharged prisoners..... | 4,730 68    |
| Fuel department.....      | 6,061 51    |
| Provisions.....           | 24,116 60   |
| General expense.....      | 37,885 53   |
| Total.....                | \$69,811 08 |

*Building and Fixtures Account.*

|                              |                     |
|------------------------------|---------------------|
| Inventory of 1890 .....      | \$150,426 68        |
| Furniture and fixtures ..... | 4,613 98            |
| Clothing and bedding .....   | 6,452 52            |
| Barn and stabling .....      | 2,881 57            |
| General repairs .....        | 11,456 33           |
| <b>Total .....</b>           | <b>\$175,831 08</b> |

*Stock Account.*

|                            |                     |
|----------------------------|---------------------|
| Lumber and materials ..... | \$98,355 17         |
| Finished stock .....       | 34,276 44           |
| Machinery and tools .....  | 7,846 13            |
| <b>Total .....</b>         | <b>\$140,477 74</b> |

## RECAPITULATION.

|                                   |                    |
|-----------------------------------|--------------------|
| Receipts .....                    | \$426,197 19       |
| Disbursements .....               | 386,119 90         |
| <b>Net increase in 1891 .....</b> | <b>\$40,077 29</b> |

There are but two branches of manufacturing—the chair and the button departments—operated, but these unquestionably occupy the time of the prisoners very properly, and thus aid the management in maintaining over the convicts an excellent control and discipline. In one division of the button department, girls, aged from twelve years to sixteen years, and women, many of whom are seniors of the latter by several years, are employed. They are upon independent hire, and have not been committed to the prison upon any process or in any manner whatever, and hence are classed as, and, in fact, are, free paid labor. The propriety of employing any such, or any free paid labor in any of the penal institutions of the land is very seriously questioned by the committee, for it cannot be disputed that such laborers are in dangerous contact with—even environed by the offenders of law, of order and of morality, with a tendency to, if the course does not actually affect their moral and social character and standing.

In this connection appears before the committee the vexed question of how prison work should be utilized without bringing or forcing it into competition with free or paid labor and independent capital.

It is held, and the committee believe with much strength and force of argument, that the time, mind and muscle of prisoners should be applied in such manner as will secure the greatest results to themselves, their families, and the public and the funds of the State.

The net proceeds, or rather, the net profits of such an application should be used in creating a fund reserved for the care and maintenance of the dependents of the prisoner or to the needs of the latter or to the family of, or the person against whom crime has been committed, after deducting the cost of the care and maintenance of the convicted violator of the law, and this might be done by providing for a scale of wages equal to 75 per cent paid for free labor. We recommend the attention of the Senate to this very important problem.

In concluding and submitting this report the committee desire to quote from a paper lately presented to and read before the legislature of Pennsylvania:

"If all criminals," says this paper, "where employed on all state or national work, improving waste places, making habitable certain localities, reclaiming waste lands, etc., there would be plenty to do for all our criminals and they would not be doing work which would interfere with tradesmen or labor in cities or towns; and if they are permitted to occupy the lands they reclaimed instead of allowing some sharks to monopolize them for speculative purposes, they could lay claim to something which they could call their own after serving out their time. It was not that prisons should earn dividends for contractors that they were erected."

J. MILTON EARLE, *Chairman.*

Report accepted.

The question being on the adoption of the report,

Mr. Doran moved to lay the same on the table and demanded the yeas and nays thereon.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays. as follows:

#### YEAS.

|                   |                      |                       |   |
|-------------------|----------------------|-----------------------|---|
| Mr. Burt<br>Clark | Mr. Doran<br>Gilbert | Mr. Mellen<br>Mugford | 6 |
|-------------------|----------------------|-----------------------|---|

#### NAYS.

|  |   |   |    |
|--|---|---|----|
| Mr. Barnard<br>Brundage<br>Clapp<br>Crane<br>Earle<br>Fleshiem<br>Fox<br>Garvelink | Mr. Gibson<br>Hopkins<br>Hough<br>Jewell<br>McGinley<br>McLaughlin<br>Mears<br>Morrow | Mr. Pascoe<br>Pierce<br>Sabin<br>Sawyer<br>Steel<br>Turnbull<br>Weiss | 23 |
|--|---|---|----|

Pending the adoption of the report,

Mr McGinley presented a minority report, which, by unanimous consent, was received and spread upon the Journal as follows:

*To the Senate:*

As one of the members of the select committee appointed by the Senate to visit the Detroit House of Correction and report thereon, I beg leave to submit a minority report which, while not in the main antagonistic to the report of the majority, in some particulars differs therewith.

*Firstly,* We were treated with the utmost courtesy by the superintendent and his assistants, and given the utmost opportunity to inspect the workings and sanitary condition of the institution, and after a thorough search for foul air, it was agreed that the condition of the prison for cleanliness was unsurpassed, and that so far as renovation and disinfectants, little or no improvement could be made on the present system.

The beds and bedding were clean and sufficient for each inmate, and bespoke a desire on the part of the officials to place at the disposal of each unfortunate as much comfort as the circumstances of the situation would admit.

On a visit to the kitchen, we found good, wholesome food being prepared, which, in my judgment, was of such a nature and variety as to leave no room for doubt as to the management meeting all necessary requirements in that line.

Our visit to the chair manufacturing departments of the prison proved, so far as I am personally concerned, to be a surprise and pleasure; surprised, because I gathered from the several workmen the fact that they much preferred to be at some light labor rather than idle away the long hours of confinement; pleasure at the sight of so many evidences of the completed system in the way of handiwork in chairs and other useful household utensils, and the skill and dexterity with which they were produced by the assistance of machinery.

And in contemplation of this busy scene, we wondered if all the workmen were turned loose in the prison, with no thought of work, either with mind or body, would one guard be able to cope with the hundreds that he now seemed to have under such complete subjection; and the answer came to us out of the past experience of humanity to cope with this problem,—“No.”

Arriving at this conclusion, it is but a step to the other, that the system inducted into this prison by the very able manager Mr. Nicholson, while it might be classed as an innovation in the method in treating convicts, it has for its aim a bringing of such institutions from the features of a sixteenth century bastille to a nineteenth century home for such unfortunates as would because of their violations of the law become inmates of the same.

And in this connection we go so far as to say that any system that will help men and women up the steep hills of adversity and place them on an intellectual and moral level with their less unfortunate fellow beings is such a benefit to the human race as would warrant all lovers of advancement to condone the portions that are not so eminently popular for the good that lies buried beneath the exterior of public weal to the State and nation.

Our visit to the department in which the inmates are manufacturing pearl buttons by machinery was one that called forth much conjecture and some admiration of the system. Here we found upward of 150 prisoners who, for the most, are termed “long termers;” each man at his special wheel or bench was busily engaged in constructing out of the rough pieces of pearl, different sized buttons. One guard only was in charge of this body of supposedly hardened group of humanity, his keen eye ever on the alert to notice any special commotion among them. The work was light, and the same was being carried on with skill and rapidity. Thus again, as this is one of the industries that does not cope with Michigan free labor to any alarming extent, and as it had for its object the health and moral uprising of the inmates, we saw no reason why it should not become a standard industry in the institution, and one to be fostered by the management.

What is true of this department, can be said of all the several departments until we arrived at the department where buttons were being strung on pads for the trade; and as this was an innovation from the otherwise wholesome system, we cannot pass it without giving it a slight touching up in our report.

We are not ready to say that this department is conducted on the best plan, nor in the best interests of the world's people.



Free outside labor is here substituted for that of the inmates, and that, too, by girls and women to the number of seventy-five or thereabouts.

We must demur from the claims of the management that this is a plan calculated to elevate humanity; but on the contrary, we believe the management is mistaken in their policy and that if pursued will result in time to the detriment of the State and race.

This being one of the social problems of the rapid age in which we live, it becomes our duty as citizens (and doubly so as legislators, whose position imposes on us a dual care and painstaking research into this question) to investigate this matter; and we would be derelict to our trust and unfaithful to our oaths if we did not question methods which in our inner hearts we believe to be without merit to the object aimed at, and contrary to all usage and custom of this class of institutions. We cannot, therefore, agree with the manager, Mr. Nicholson, that in this department he has scored a social victory over the well established methods in vogue in this country by the employment of free female help in this department of his institution; and I for one of this committee would recommend its discontinuance.

*First*, Because it does not elevate the morals of young girls to be in daily association with the contaminating influences necessarily emanating from the air of criminality that pervades every penal institution in our land;

*Second*, Because the fact that these girls are seen there by persons inspecting or visiting the prison lends the impression that they are there by compulsion and not by choice, and when afterwards seen on the street or in society by such persons, might (without some explanation) be taken for inmates;

*Third*, Because society demands that every free person should be contacted with the best examples imposed by the laws of advancement, and placed without the baleful influences of crime and polluted environments; and we think this system supplants such intents, and is because thereof a social blot on the otherwise fair and philanthropic government of this model institution; and therefore, in my opinion, should be at once discarded and prohibited from further enforcement by the manager.

The objection that Detroit becomes a dumping ground for the criminals of other States has, on investigation little or no merit, as the management says that every discharged inmate is provided with a ticket to his destination which ticket is placed in the hands of the conductor of the train, with orders to transfer it to the several conductors along its route until the passenger arrives at his destination. Money enough to provide him food during his journey, together with a suit of clothes if he has served longer than a six months' term, is given each discharged inmate. This system strips the claim that convicts, on being discharged remain in the vicinity of Detroit, when their homes are in some other states, and it has been demonstrated by close inspection that 99 per cent of them seek the place whence they were convicted, on regaining their liberty. This institution does not cost the State anything to keep up, but rather pays into its exchequer a balance, it being one of the few self-sustaining prisons of the nation.

Now, in conclusion, we cannot pass without saying a word in praise of the usage which the inmates sustain at the hands of the superintendent and his able staff. In speaking privately with a number of the prisoners, they all said they were treated splendidly, and had no fault to find. One

very intelligent person who was serving a year's sentence for some petty crime, said he was there because of his love for drink, and that so far as he could see drink was the direct or indirect cause of one-half of the inmates being there.

With reference to that portion of the report of the majority, which in its scope would seem to suggest to organization of coöperative societies composed of the prisoners and officials, and a division of the earnings on the basis suggested, I would respectfully submit that in my judgment any such plan would result in the encouragement of criminality among this class, growing out of the knowledge that while they were inmates they are earning such wages and obtaining almost the same results from their forced labor as the honest citizen on the outside does from his free toil; besides it would seem to put a premium on the very thing which the State and people pay so much to suppress each year, and only result in evil to those whom it is sought to aid—the forced occupants.

All in all, it is but fair to say that the Detroit House of Correction is one of the finest and best equipped institutions of its kind in America, and its general innovation from the old time system is such as can but have a salutary effect on the general welfare of the occupants. Captain Nicholson's aim it would appear is to reach the loftiest point in the systems of treating with the unfortunate class that comes under his control, and what with his well earned reputation for integrity and his generous and manly research into the various systems in vogue, we can with safety say, and that, too, without fear of contradiction, that within the borders of our observations in such matters, he is the architect of a system of prison reform which will live as a monument to his genius and enterprise long after his mortal body has sought its ilk in dust, and without a peer to cross swords to his advancement.

All of which is respectfully submitted.

CHARLES H. MCGINLEY,  
*Member of Senate Committee.*

The majority report was then adopted.

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN, }  
*Lansing, March 23, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 77 (file No. 27), being

An act to amend section 1 of act No. 32 of the public acts of 1873, entitled "An act to extend aid to the University of Michigan, and to repeal an act entitled "An act to extend aid to the University of Michigan," approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871, the same being section 4944 of Howell's annotated statutes."

Also,

Senate bill No. 217, being

An act to amend sections 4, 5, 7, 16, 37 and 38 of act No. 428, of the session laws of 1887, entitled "An act to revise and amend act number 53 of the session laws of 1859, entitled 'An act to incorporate the city of Battle Creek,' " approved February 3, 1859 as revised and amended by the

several acts revisionary and amendatory thereof, approved April 9, 1887, approved May 9, 1889, approved May 22, 1891, and to add two new sections to said act of incorporation to stand as sections 95 and 96 of said acts.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 438, entitled

A bill to amend sections 4 and 8 of an act of the Legislature of 1893, entitled "An act to incorporate the city of Hudson, and to repeal all acts and parts of acts relative to the incorporation of the village of Hudson and the common council of the village of Hudson," approved February 16, 1893, and to add a new section thereto to stand as section 14 of said act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

On motion of Mr. Morrow,

The bill was ordered printed for the use of the committee.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 515, entitled

A bill to repeal act No. 356 of the local acts of 1877, entitled, "An act to incorporate the public schools of the township of Wilson," approved May 22, 1877, and to provide for the disposition of the property, and the payment of the indebtedness of the corporation hereby dissolved.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1893. }

*To the President of the Senate:*

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 407, entitled

A bill to incorporate the village of Dearborn, in the county of Wayne and State of Michigan,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Sawyer moved to take from the table,

Senate bill No. 502, entitled

A bill entitled "A bill to amend sections 2, 7, 8, 15 and 17 of act No. 262 of the session laws of 1889, entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,'" approved July 5, 1889, and to repeal sections 12, 13 and 14 of said act;

Which motion prevailed.

On motion of Mr. Sawyer,

The bill was referred to the committee on Judiciary.

Mr. Sabin moved to take from the table,

Senate bill No. 267, entitled

A bill to amend act No. 186 of the public acts of 1891, approved July 2, 1891, entitled "An act to authorize the cities and villages of this State to provide for the lighting of their streets and other public places therein by means of electricity or other lights;"

Which motion prevailed.

On motion of Mr. Sabin,

The bill was referred to the committee on Cities and villages.

Mr. McLaughlin moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 131 (file No. 164), entitled

A bill to establish a permanent State weather service in this State co-operating with the weather bureau, U. S. Department of Agriculture, for the purpose of the collection and compilation of climatic and meteorologic data, the accurate and rapid dissemination of daily weather forecasts, also frost and cold wave warnings, and weather crop conditions, the same to be used for the benefit of the agricultural, commercial and scientific interests of the State, and making an appropriation therefor;

Which motion prevailed.

On motion of Mr. McLaughlin,

The bill was referred to the committee on Finance and appropriation.

## THIRD READING OF BILLS.

Senate bill No. 82 (file No. 142), entitled

A bill making appropriations for the Michigan Pioneer and Historical Society for the years 1893 and 1894,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

## YEAS

Mr. Barnard  
Brundage  
Burt  
Clapp  
Crane  
Doran  
Earle  
Fleishem  
Fox  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

## NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 49 (file No. 144), entitled

A bill to amend section 2 of chapter 166 of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882, relative to new trials and exceptions in criminal cases, and to add a new section to said chapter, to stand thereto as section 8.

Pending third reading of which,

On motion of Mr. McGinley,

The bill was laid on the table.

## GENERAL ORDER.

On motion of Mr. Morrow,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Gibson to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following:  
House bill No. 34 (file No. 32), entitled

A bill making an appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum.

Senate bill No. 475 (file No. 153), entitled

A bill to prohibit circuit judges from practicing as attorneys at law in their own circuits or adjoining circuits of this State.

Senate bill No. 195 (file No. 155), entitled

A bill to amend section 11 of act No. 116 of the public acts of 1881, entitled "An act to amend section 11 of act No. 168 of the session laws of 1879, entitled 'An act to provide for the publication, stereotyping, print-

ing, binding, distribution and sale of the reports of decisions of the supreme court of Michigan, and to repeal sections 5 and 6 of chapter 180, being compiler's sections 5655 and 5656 of the compiled laws of 1871," approved April 15, 1879, and being compiler's section 7214 of Howell's annotated statutes of Michigan of 1882.

House bill No. 78 (file No. 68), entitled

A bill to amend section 68, paragraph 578, of Howell's annotated statutes, relative to the compensation of sheriffs,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 9 (file No. 121), entitled

A bill to amend section 1 of act No. 10 of the public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889.

Senate bill No. 70 (file No. 146), entitled

A bill to amend chapter 118 of the revised statutes of 1846, entitled "The voluntary dissolution of corporations and of the abatement of suits by and against them," being compiler's chapter 282 of 2d Howell's annotated statutes of Michigan, by adding a new section to said chapter 118, to stand as section 39.

Senate bill No. 11 (file No. 162), entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 125 (file No. 147), entitled

A bill making an appropriation of twenty-five thousand dollars as a working capital for the Eastern Michigan Asylum,

Have directed their chairman to report the same back to the Senate with the recommendation that the bill be laid on the table.

## IV.

The committee of the whole have also had under consideration the following:

Senate bill No. 233 (file No. 163), entitled

A bill empowering the Governor and the Board of State Auditors to authorize the rebuilding or repair of any building owned by the State of Michigan which may at any time be destroyed or damaged by fire, explosion or other accident, and the purchase of property to take the place of any property of the State lost, damaged or destroyed by any such fire or accident, and making a contingent appropriation therefor,



Senate bill No. 131 (file No. 164), entitled

A bill to establish a permanent State weather service in this State co-operating with the weather bureau, U. S. Department of Agriculture, for the purpose of the collection and compilation of climatic and meteorologic data, the accurate and rapid dissemination of daily weather forecasts, also frost and cold wave warnings, and the weather crop conditions, the same to be used for the benefit of the agricultural, commercial and scientific interests of the State, and making an appropriation therefor,

Have directed their chairman to report the same back to the Senate, with the recommendation that they be referred to the committee on Finance and appropriations.

CHARLES F. GIBSON, *Chairman.*

Report accepted.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. Gibson,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Gibson,

The Senate concurred in the recommendation of the committee regarding third named bill, and the same was laid on the table.

On motion of Mr. Gibson,

The Senate concurred in the recommendation of the committee regarding the fourth named bills and the same were referred to the committee on Finance and appropriation.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred House bill No. 515, entitled

A bill to repeal act No. 356 of the local acts of 1877, entitled "An act to incorporate the public schools of the township of Wilson," approved May 22, 1877, and to provide for the disposition of the property and the payment of the indebtedness of the corporation hereby dissolved,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEORGE A. STEEL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

26

## NAYS.

0

Title agreed to.

On motion of Mr. Turnbull,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 267, entitled

A bill to amend act No. 186 of the public acts of 1891, approved July 2, 1891, entitled "An act to authorize the cities and villages of this State to provide for the lighting of their streets and other public places therein by means of electricity or other lights,"

Respectfully request that the accompanying proposed substitute therefor be printed for the use of the committee,

JOS. M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The request was granted, and the proposed substitute ordered printed for the use of the committee.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 394 (file No. 127), entitled

A bill to incorporate the city of Belding in the county of Ionia and State of Michigan.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By unanimous consent the Senate resumed the order of

## MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 372, entitled

A bill to amend an act entitled "An act to incorporate the village of McBain," approved March 4, 1893,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 224, entitled

A bill to allow the village of Ontonagon in the county of Ontonagon and State of Michigan to borrow money and issue bonds in the sum of thirty thousand dollars to build water works and electric lighting plant,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 700 (file No. 221), entitled

A bill to authorize the city of Saginaw to borrow money for the purpose of constructing, adding to and improving the water-works system in the western taxing district of said city, and to issue bonds therefor and charge all payments and expenses thereof to, and to collect the same from said district, and to repeal act No. 230 of the local acts of the Legislature of the State of Michigan for the year 1891, approved March 21, 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 368, entitled

A bill to protect the fish in Saginaw river and its tributaries;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 552 (file No. 182), entitled

A bill to amend sections 2, 5 and 7 of an act entitled "An act to revise the charter of the village of Saugatuck," approved March 12, 1889,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 309 (file No. 112), entitled

A bill to legalize the incorporation of the village of Wakefield, in the county of Gogebic, in the year of 1887, by the board of supervisors of said county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 541, entitled

A bill to reincorporate the village of Wakefield, in the county of Gogebic,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 23, 1893.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 563, entitled

A bill to vacate the township of Long Lake in Oscoda county and incorporate its territory within the adjoining township of Mentor in Oscoda county.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 23, 1893.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

WHEREAS, Mrs. Margaret Custer Calhoun, who has so ably and acceptably filled the position of State Librarian, has tendered her resignation, and is about to leave us, and as a slight token of our esteem,

*Resolved by the Senate* (the Senate concurring), That a committee of three from the Senate, and three from the House be appointed by the President of the Senate and Speaker of the House to prepare a complimentary benefit for her, and have the pleasure of enjoying some of her excellent readings and recitations,

In the adoption of which the House has concurred, and Representatives Butler, Redfern and Sullivan have been appointed as such committee on the part of the House.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 896 (file No. 224), entitled

A bill to amend section 2 of chapter 1; section 1 of chapter 2; sections 3 and 4 of chapter 3; sections 1, 2, 5, 7, and 8 of chapter 5; section 1 of chapter 5; sections 1, 3, 6, 8, 9, 10, 14 and 15 of chapter 7; chapter 8; sections 2, 3, 5, 6, 9, 10 and 14 of chapter 9; chapter 10; sections 3, 4, 5, 6, 7, 8 and 9 of chapter 11; sections 1, 2, 3, 4, 5, 6, 8, 10, 11, 14, 15, 16, and 20 of chapter 12; sections 1 and 3 of chapter 13; section 20 of chapter 14, of an act entitled "An act to amend and revise the charter of the city of Marquette, Marquette county," approved March 27, 1891, and to add certain new sections thereto, to stand as section 2 of chapter 2; sections 5, 6, 7 and 8 of chapter 3; sections 21, 22, 23 and 24 of chapter 7; section 15 of chapter 9; sections 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of chapter 11; sections 24, 25, 26, 27, 28, 29 30, 31, 32 33, 34, 35 and 36 of chapter 12; sections 21, 22, 23 and 24 of chapter 14 of said act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to retransmit the following bill:

House bill No. 293 (file No. 106), entitled

A bill to amend sections 2 and 63 of an act entitled "An act to reincorporate the village of Galesburgh," approved April 5, 1869.

Pursuant to request of Senate therefor, this day received.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

Mr. Clapp moved to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Clapp moved to amend the bill as follows:

By inserting in line 11 of section 63 after the word "any" the words "or all;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed a majority of all the Senators elect voting therefor by yeas and nays as follows:



## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Doran  
Fleishem  
Fox  
Garvelink

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

26

## NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Brundage,

Leave of absence was granted to Mr. Crane until Monday's session.

By unanimous consent, the Senate resumed the order of

## THIRD READING OF BILLS.

Senate bill No. 70 (file No. 146), entitled

A bill to amend chapter 118 of the revised statutes of 1846, entitled "The voluntary dissolution of corporations, and of the abatement of suits by and against them," being compiler's chapter 282 of 2d Howell's annotated statutes of Michigan, by adding a new section to said chapter 118, to stand as section 39.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Trumbull  
Weiss

27

## NAYS.

0

Title agreed to.

House bill No. 34 (file No. 32), entitled

A bill making an appropriation of \$25,000 as a working capital for the Eastern Michigan Asylum,

Was read a third time and passed, a majority of all the senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp

Mr. Gibson  
Gilbert  
Hopkins  
Hough

Mr. Morrow  
Mugford  
Pascoe  
Pierce

Mr. Clark  
Doran  
Earle  
Fleishem  
Fox  
Garvelink

Mr. Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

28

NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 195 (file No. 155), entitled

A bill to amend section 11 of act No. 116 of the public acts of 1881, entitled "An act to amend section 11 of act No. 168 of the session laws of 1879, entitled 'An act to provide for the publication, stereotyping, printing, binding, distribution and sale of the reports of decisions of the supreme court of Michigan, and to repeal sections 5 and 6 of chapter 180, being compiler's sections 5655 and 5656, of the compiled laws of 1871,'" approved April 15, 1879, and being compiler's section 7214, of Howell's annotated statutes of Michigan, of 1882.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark  
Doran  
Earle  
Fleishem  
Fox

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

27

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 11 (file No. 162), entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Clark

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin

Mr. Doran  
Earle  
Flehiem  
Fox  
Garvelink

Mr. McGinley  
McLaughlin  
Mears  
Mellen

Mr. Sawyer  
Steel  
Turnbull  
Weiss

28

NAYS.

0

Title agreed to.

On motion of Mr. Sawyer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Pascoe,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Friday, March 24, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Sawyer.

On motion of Mr. Flehiem,

Indefinite leave of absence was granted Mr. Sawyer on account of sickness in his family.

On motion of Mr. Clark,

Leave of absence was granted to himself until Monday's session.

#### PRESENTATION OF PETITIONS.

No. 137. By Mr. Doran: Remonstrance against the taxing of church property, educational and charitable institutions, by Spencer O. Fisher and Hon. T. A. E. Weadock, of Bay City, A. H. Comstock and James A. Potter, of Alpena, Don J. Leathers and Boyd T. Pantlind, of Grand Rapids, and 12,334 other citizens of the State of Michigan.

Referred to the committee on Taxation.

The President announced the following.

*Lansing, March 24, 1893.*

*To the Honorable Senate:*

Pursuant to a resolution of the Senate, I have appointed Senators Doran, Steel and Flehiem as a committee to arrange for the complimentary entertainment for Margaret Custer Calhoun.

Very respectfully,

J. WIGHT GIDDINGS.

*President of the Senate.*

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages. to whom was referred

House bill No. 309 (file No. 112), entitled

A bill to legalize the incorporation of the village of Wakefield, in the county of Gogebic, in the year 1887, by the board of supervisors of said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Doran  
Fleshier  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Sabin  
Steel  
Turnbull  
Weiss

26

#### NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 541, entitled

A bill to reincorporate the village of Wakefield, in the county of Gogebic,

\*Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH W. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins

Mr. Mellen  
Morrow  
Mugford  
Pascoe

|           |            |            |    |
|-----------|------------|------------|----|
| Mr. Clapp | Mr. Hough  | Mr. Pierce |    |
| Clark     | Jewell     | Sabin      |    |
| Doran     | McGinley   | Steel      |    |
| Flehiem   | McLaughlin | Turnbull   |    |
| Fox       | Mears      | Weiss      |    |
| French    |            |            | 28 |
| NAYS.     |            |            | 0  |

Title agreed to.

On motion of Mr. Flehiem

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 552 (file No. 182), entitled

A bill to amend sections 2, 5 and 7 of an act entitled "An act to revise the charter of the village of Saugatuck," approved March 12, 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |    |
| Brundage    | Gibson        | Morrow     |    |
| Burt        | Gilbert       | Mugford    |    |
| Champion    | Hopkins       | Pascoe     |    |
| Clapp       | Hough         | Sabin      |    |
| Doran       | Jewell        | Steel      |    |
| Flehiem     | McGinley      | Turnbull   |    |
| Fox         | McLaughlin    | Weiss      |    |
| French      | Mears         |            | 26 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Garvelink,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 401, entitled

A bill to amend chapter 1, section 4 of chapter 3, section 2 of chapter 6 and section 5 of chapter 11, of act No. 251 of the session laws of 1891, entitled "An act to revise and amend the charter of the city of Ishpeming, approved March 27, 1891,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments

thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Pascoe,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Doran  
Fleishem  
Fox  
French  
Garvelink

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Sabin  
Steel  
Turnbull  
Weiss

24

NAYS.

0

Title agreed to.

On motion of Mr. Pascoe,

By a vote of two-thirds all the Senators elect the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 896 (file 224) entitled

A bill to amend section 2 of chapter 1; section 1 of chapter 2; sections 3 and 4 of chapter 3; sections 1, 2, 5, 7 and 8 of chapter 4; section 1 of chapter 5; sections 1, 3, 6, 8, 9, 10, 14 and 15 of chapter 7; chapter 8; sections 2, 3, 5, 6, 9, 10 and 14 of chapter 9; chapter 10; sections 3, 4, 5, 6, 7, 8 and 9 of chapter 11; sections 1, 2, 3, 4, 5, 6, 8, 10, 11, 14, 15, 16 and 20 of chapter 12; sections 1 and 3 of chapter 13; section 20 of chapter 14, of an act entitled "An act to amend and revise the charter of the city of Marquette, Marquette county," approved March 27, 1891, and to add certain new sections thereto, to stand as section 2 of chapter 2; sections 5, 6, 7 and 8 of chapter 3; sections 21, 22, 23 and 24 of chapter 7; section 15 of chapter 9; sections 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of chapter 11; sections 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36 of chapter 12; sections 21, 22, 23 and 24 of chapter 14 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.



On motion of Mr. Doran,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.      2

Mr. Barnard  
Brundage  
Burt  
Doran  
Fleishem  
Fox  
French  
Garvelink  
Gibson

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

NAYS

0

The question being on agreeing to the title,

Mr. Pascoe moved to amend the title as follows:

By striking out of line 1 the words, "section 1 of chapter 2;"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Pascoe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 356, entitled

A bill to revise and amend an act, entitled "An act to incorporate the city of Bay City," approved March 21, 1865, as amended and revised by the several acts amendatory and revisionary thereof, approved March 30, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 130, 149, 158, 173, 175 and 177 of an act entitled "An act to revise an act to incorporate the city of Bay City," approved March 30, 1881, as amended and revised by the several acts amendatory and revisionary thereof, and to repeal section 69 of said act,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Fleishem  
Fox  
French  
Garvelink  
Gibson

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

## NAYS.

0

Title agreed to.

On motion of Mr. Gilbert,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 823, entitled

A bill to authorize the village of St. Charles in the county of Saginaw, to raise money to make public improvements in said village to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH. M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefore, and the bill was put on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Fleishem  
Fox  
French  
Garvelink  
Gibson

Mr. Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

## NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary to whom was referred

House bill No. 1 (file No. 8), entitled

A bill to amend act 126 of the session laws of 1863, entitled "An act to provide for and regulate the transfer of personal estates held in trust,"

approved March 17, 1863, the same being compiler's sections numbers 5831, 5832 and 5833 of chapter 220, of Howell's annotated statutes of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred Senate bill No. 368, entitled

A bill to authorize the public schools of the city of Gladstone, in the county of Delta, to borrow money to be used in the payment of outstanding school orders of said school district, for the purchase of grounds and the construction of school buildings, and to issue bonds therefor,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the bill do not pass, and ask to be discharged from the further consideration of the subject.

GEORGE A. STEEL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 360, entitled

A bill to prevent the killing, hunting, or molesting in any way of Mongolian or English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to prevent the killing, hunting, or molesting in any way of Mongolian and English pheasants for a period of five years, and to regulate the time for hunting and for selling or offering for sale the same after that period,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Brundage,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Fleishem  
Fox  
French  
Garvelink

Mr. Gibson  
Gilbert  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

23

## NAYS.

0

Title agreed to.

On motion of Mr. Brundage,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies, to whom was referred

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. W. GARVELINK, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 407, entitled

A bill to incorporate the village of Dearborn, in the county of Wayne and State of Michigan.

Also,

Senate bill No. 224, entitled

A bill to allow the village of Ontonagon in the county of Ontonagon and State of Michigan to borrow money and issue bonds in the sum of thirty thousand dollars to build water works and electric lighting plant.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 370, entitled

A bill to amend section 1 of chapter 1, section 1 of chapter 3, section 7 of chapter 16, section 4 of chapter 19, and section 1 of chapter 22 of an act entitled "An act to revise the charter of the city of Mt. Pleasant in Isabella county," being act No. 264 of the session laws of 1891, approved March 30, 1891.

Senate bill No. 372, entitled

A bill to amend an act, entitled "An act to incorporate the village of McBain," approved March 4, 1893.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, March 24, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 370, being

An act to amend section 1 of chapter 1, section 1 of chapter 3, section 7 of chapter 16, section 4 of chapter 19, and section 1 of chapter 22 of an act entitled "An act to revise the charter of the city of Mt. Pleasant in Isabella county," being act No. 264 of the session laws of 1891, approved March 30, 1891.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

The Speaker also announced the following:

*Lansing, March 23, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 154 (manuscript), being

An act to authorize the city of Grand Haven to raise money to be used towards the construction of a court house therein for the county of Ottawa, in excess of the amount of its pro rata tax.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

The Speaker also announced the following:

*Lansing, March 23, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 394 (file No. 127), being

An act to incorporate the city of Belding, in the county of Ionia and State of Michigan.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 303 (file No. 133), entitled

A bill prohibiting the transportation of fish outside of this State, which were caught in any of the waters of Branch or St. Joseph counties,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 327 (file No. 128), entitled

A bill to authorize the trustees of certain colleges within the State of Michigan to give teacher's certificates,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Education and public schools.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 23, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 367 (file No. 137), entitled

A bill to provide for the incorporation of the grand district and subordinate lodges of the Loyal Orange Institution of the State of Michigan,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Religious and benevolent societies.

#### MOTIONS AND RESOLUTIONS.

Mr. Gibson moved that when the Senate adjourn this afternoon it stand adjourned until Monday, March 27, at 9 o'clock p. m.

Which motion prevailed.

#### THIRD READING OF BILLS.

Senate bill No. 9 (file No. 121), entitled

A bill to amend section 1 of act No. 10 of the public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its



property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Mears moved to amend the bill by striking out of line 5 of section 1 the words "of a majority," and inserting in lieu thereof the words "holding two-thirds;"

Which motion prevailed, and the bill was so amended.

The bill as thus amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |             |    |
|-------------|------------|-------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Mugford |    |
| Burt        | Gilbert    | Pascoe      |    |
| Flehiem     | Hopkins    | Pierce      |    |
| Fox         | Hough      | Sabin       |    |
| French      | Mears      | Turnbull    |    |
| Garvelink   | Mellen     | Weiss       | 18 |

## NAYS.

|            |              |   |
|------------|--------------|---|
| Mr. Jewell | Mr. McGinley | 2 |
|------------|--------------|---|

Title agreed to.

Senate bill No. 475 (file No. 153), entitled

A bill to prohibit circuit judges from practicing as attorneys at law in their own circuits or adjoining circuits of this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |    |
| Brundage    | Gibson        | Mugford    |    |
| Burt        | Gilbert       | Pascoe     |    |
| Champion    | Hopkins       | Pierce     |    |
| Doran       | Jewell        | Sabin      |    |
| Flehiem     | McGinley      | Steel      |    |
| Fox         | Mears         | Turnbull   |    |
| French      | Mellen        | Weiss      | 24 |

## NAYS.

0

Title agreed to.

House bill No. 78 (file No. 68), entitled

A bill relative to the compensation of sheriffs,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

|              |            |            |    |
|--------------|------------|------------|----|
| Mr. Brundage | Mr. Jewell | Mr. Pascoe |    |
| Burt         | McGinley   | Pierce     |    |
| Doran        | Mears      | Turnbull   |    |
| Flehiem      |            |            | 10 |

## NAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Mellen |    |
| Champion    | Gilbert    | Morrow     |    |
| French      | Hopkins    | Sabin      |    |
| Garvelink   |            |            | 10 |

Mr. Pierce moved to reconsider the vote by which the Senate refused to pass the bill;

Which motion prevailed.

On motion of Mr. Pierce,

The bill was laid on the table.

Mr. Fleshiem, by unanimous consent, moved to reconsider the vote by which the Senate today passed

Senate bill No. 9 (file No. 121), entitled

A bill to amend section 1 of act No. 10 of the public acts of 1889, entitled "An act to authorize a railroad company to sell and convey its property and franchises to any other railroad, and to provide for securing payment therefor," approved February 27, 1889;

Which motion prevailed.

On motion of Mr. Fleshiem,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Mears,

The Senate went into committee of the whole, on the general order, whereupon,

The President called Mr. Mellen to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 427 (file No. 94), entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 127, laws of 1879, as amended by act No. 49 of the laws of 1881, act No. 20 of the laws of 1883 and act No. 71, laws of 1891.

House bill No. 410, entitled

A bill to authorize the village of Vernon to borrow money for the purpose of making public improvements in said village and to issue bonds for the payment of the same.

Senate bill No. 117 (file No. 45), entitled

A bill to amend section 9 of an act entitled "An act to provide for the incorporation of associations for the purpose of constructing, owning, controlling and acquiring by lease, buildings for exposition and exhibition purposes," approved February 13, 1889, being act No. 6 of the session laws of 1889.

House bill No. 86 (file No. 30), entitled

A bill authorizing incorporated villages to own and control cemeteries either within or without their corporate limits.

House bill No. 125 (file No. 41), entitled

A bill to prohibit the taking, catching or destruction of fish in Raisin river of this State,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 180 (file No. 134), entitled

A bill to provide a board of jury commissioners for the county of St. Clair and the manner of selecting jurors to serve in the circuit court for said county and to prescribe their duties and fix their compensation and to punish violations of the act,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

HARVEY MELLEN, *Chairman*.

Report accepted.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. Mellen,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred Senate bill No. 342 (file No. 148), entitled

A bill to provide for the annexing of the township of White Rock in the county of Huron to the township of Sherman in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Flehiem  
Fox  
French  
Gibson

Mr. Hopkins  
Hough  
Jewell  
McGinley  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

22

#### NAYS

0

Title agreed to.

On motion of Mr. McGinley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 229, entitled

A bill in relation to jurors in courts of record in the county of Wayne, to provide a board of jury commissioners for said county, and to revise the laws relative thereto, and to repeal act No. 95 of the session laws of 1887, and all other acts and parts of acts inconsistent with this bill,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the accompanying proposed substitute therefor be printed for the use of the committee.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The request was granted, and the bill ordered printed for the use of the committee.

By unanimous consent the Senate resumed the order of

### THIRD READING OF BILLS.

Senate bill No. 117 (file No. 45), entitled

A bill to amend section 9 of an act entitled "An act to provide for the incorporation of associations for the purpose of constructing, owning, controlling and acquiring by lease buildings for exposition and exhibition purposes," approved February 13, 1889, being act No. 6 of the session laws of 1889,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Fleishem  
Fox  
French  
Gibson

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

23

### NAYS

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 427 (file No. 94), entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils, and to repeal act No. 127, laws of 1879, as amended by act No. 49 of the laws of 1881, act No. 20 of the laws of 1883, and act No. 71, laws of 1891,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Clapp moved to amend the bill by striking out section 4 thereof and inserting the following to stand as section 4:

No person selling or dealing in illuminating oils, produced from petroleum shall sell or dispose of any empty kerosene barrel, cask or package before thoroughly canceling, removing or effacing the inspection brand on

the same; and no person shall knowingly use any illuminating oil or product of petroleum for illuminating purposes before the same has been inspected and approved by the State inspector of oils, or his deputy. Any person violating any of the provisions of this section shall be punished by a fine not exceeding ten dollars, or by imprisonment in the county jail not exceeding thirty days, or by both such fine and imprisonment in the discretion of the court;

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Flehiem  
Fox  
French

Mr. Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
Mellen

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

19

## NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect 60 days after the close of this session of the Legislature.

House bill No. 410, entitled

A bill to authorize the village of Vernon to borrow money for the purpose of making public improvement in said village and to issue bonds for the payment of the same.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Burt moved to amend the bill as follows:

1. By striking out in line 2, section 2, the words "majority" and inserting in lieu thereof the word "two-thirds."

2. By inserting in line 2, of section 2, after the words "electors" the words "voting thereon."

3. By striking out of line 2, of section 3, the words "a majority" and inserting in lieu thereof the words "two-thirds."

4. By inserting in line 2, of section 3, after the word "village" the words "voting thereon."

Which motion prevailed and the bill was amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Flehiem  
Fox  
French

Mr. Gibson  
Gilbert  
Hopkins  
Jewell  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

21

## NAYS.

0

Title agreed to.

On motion of Mr. Champion,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 8 (file No. 22), entitled

A bill to legalize and make valid certain township bonds issued by the township of Pickford, in the county of Chippewa, on the 22d day of October, A. D. 1889.

And to inform the Senate that the House has amended the same, as follows:

By adding the following proviso to section number 1:

*Provided, however,* That the township of Rudyard, heretofore organized from territory belonging to the said township of Pickhard, when said bonds were issued, shall be held liable for and shall pay its proportion of said bonds and the interest thereon, to be apportioned as follows:

*First,* The said township of Rudyard shall be liable for and shall pay its portion of the interest on said bonds heretofore accrued or hereafter to become due, according to the equalized value of the territory embraced in said township for the year 1892;

*And second,* The said township of Rudyard shall be liable for and shall pay its portion of the principal of said bonds when they become due, according to the equalized valuation of the territory now embraced in the said townships of Rudyard and Pickford, the year when said bonds become due,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the amendment made by the House to the bill,

On motion of Mr. Fox,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr Barnard  
Burt  
Champion  
Clapp  
Fleishem  
Fox  
French  
Gilbert

Mr. Hopkins  
Hough  
Jewell  
McGinley  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

#### NAYS.



The bill was referred to the committee on Enrollment and engrossment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 937, entitled

A bill to incorporate the village of Perry, in Shiawassee county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 10, entitled

A joint resolution for the relief of Rose Mary Leitch,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on Finance and appropriations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 182 (file No. 78), entitled

A bill to authorize the city of Menominee, of the State of Michigan, in conjunction with the city of Marinette, in the State of Wisconsin, or the counties of Menominee, in the State of Michigan, and Marinette, in the State of Wisconsin, or either or any of them jointly or severally, to build a bridge across the Menominee river, and to authorize the citizens of said municipalities to build such bridge,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 107, entitled

A bill to legalize and make valid certain township bonds issued by the township of Bruce in the county of Chippewa, on the 1st day of February, A. D. 1889,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Counties and townships.

On motion of Mr. Gilbert the Senate adjourned, and the President announced that the Senate would stand adjourned until Monday, March 27, at 9 o'clock p. m.

*Lansing, Monday, March 27, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Burt, Crane, Doran, Pascoe, Turnbull, Clapp, Pierce and Steel.

On motion of Mr. Fleshier,

Leave of absence was granted to Mr. Turnbull until Tuesday next.

On motion of Mr. Gibson,

Leave of absence was granted to all absentees from today's session.

#### PRESENTATION OF PETITIONS.

No. 138. By Mr. Gibson: Petition of Henry N. Bradley, W. H. Banghart, and 173 other citizens of Romeo, Mich., favoring the passage of House bill No. 242.

On motion of Mr. Gibson,

The petition was ordered spread on the Journal as follows:

*Romeo, Mich., March 23, 1893.*

*To the Honorable Senate of the State of Michigan, greeting:*

We, the undersigned citizens of the county of Macomb, would respect-

fully represent that the provisions of House bill No. 242, entitled "A bill to prohibit the taking or catching, or attempting to take or catch, in any of the rivers or inland waters of either of the counties of Macomb, St. Clair, Lapæer or Oakland, excepting the river and lake St. Clair, by seine, drag, pound or gill net, or any other device or means, except by hook and line, fish used or that may be used as bait, and to prescribe penalties for the violation of this act," gives much needed protection to your petitioners in the enjoyment of their just rights in the premises, and that we would earnestly petition your honorable body after due consideration to adopt the same.

Referred to the committee on Fisheries.

No. 139. By Mr. McGinley: Petition of Donald McDonald, John M. Kitchie and many other citizens of Sanilac county, favoring Senator McGinley's interest bill.

Referred to the committee on Judiciary.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

*Lansing, March 24, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 407 (manuscript), being

An act to incorporate the village of Dearborn, in the county of Wayne, and State of Michigan.

Also,

Senate bill No. 224 (manuscript), being

An act to allow the village of Ontonagon, in the county of Ontonagon, and State of Michigan, to borrow money and issue bonds in the sum of thirty thousand dollars to build water-works and electric lighting plant.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 24, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 802 (file No. 228), entitled

A bill to amend section 6 of an act entitled "An act to provide for the management of cemeteries owned and to be owned by the city of Grand Rapids," approved May 18, 1883,

Which has passed the House by a majority vote of all the members elect, and by a vote of two thirds of the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 24, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 554 (file No. 141), entitled

A bill to amend section 1 of an act entitled "An act to exempt sewing machines from levy and sale on executions, approved March 13, 1861, being section 7717 of Howell's annotated statutes,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, referred to the committee on Judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Fox offered the following resolution:

*Resolved*, That the Auditor General be requested to furnish the Senate an itemized statement of the unexpended appropriations now in the State Treasurer's hands, also a statement of the monthly balances of money in the treasury for each month during the years 1891 and 1892;

Which resolution was adopted.

Mr. Fox moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 275 (file No. 168), entitled

A bill to provide for incorporating the record of proceedings had on motions for new trial in bills of exceptions.

Which motion prevailed.

On motion of Mr. Fox,

The bill was referred to the committee on Judiciary.

#### THIRD READING OF BILLS.

House bill No. 86 (file No. 30), entitled

A bill authorizing incorporated villages to own and control cemeteries either within or without their corporate limits,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
• Brundage  
Earle  
Fleishem  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley

Mr. McLaughlin  
Mears  
Mellen  
Mugford  
Sabin  
Weiss

18

#### NAYS.

0

Title agreed to.

House bill No. 125 (file No. 41), entitled  
 A bill to prohibit the taking, catching or destruction of fish in Raisin river of this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |           |            |    |
|-------------|-----------|------------|----|
| Mr. Barnard | Mr. Fox   | Mr. Jewell |    |
| Brundage    | French    | McGinley   |    |
| Champion    | Garvelink | Mellen,    |    |
| Clark       | Gibson    | Mugford    |    |
| Earle       | Hopkins   | Sabin      |    |
| Fleishem    | Hough     | Weiss      | 18 |

## NAYS.

0

Title agreed to.

Senate bill No. 180 (file No. 134), entitled

A bill to provide a board of jury commissioners for the county of St. Clair and the manner of selecting jurors to serve in the circuit court for said county and to prescribe their duties and fix their compensation, and to punish violations of the act,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |                |    |
|-------------|---------------|----------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. McLaughlin |    |
| Brundage    | Gibson        | Mears          |    |
| Earle       | Gilbert       | Mellen         |    |
| Fleishem    | Hopkins       | Sabin          |    |
| Fox         | Jewell        | Weiss          |    |
| French      | McGinley      |                | 17 |

## NAYS.

0

Title agreed to.

By unanimous consent the Senate took up the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 487 (file No. 151), entitled

A bill to amend section 1 of act No. 265 of the local acts of 1885, entitled "An act to reincorporate the city of Cadillac, and to repeal act No. 254 of the session laws of 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled 'An act to amend section 1 of act No. 254 of the session laws of 1877,' approved March 20, 1877, entitled 'An act to incorporate the city of Cadillac, and repeal act No. 336 of the session laws of 1875,' approved April 22, 1875," approved March 6, 1885,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and

Senate bill No. 214 (file No. 170), entitled

A bill to amend section 1 of act 179 of the public acts of 1881, being section 6399 of Howell's statutes, relative to crier of the supreme court.

Senate bill No. 209 (file No. 172), entitled

A bill to provide a legal and uniform system of computing interest and discount.

Senate bill No. 272 (file No. 176), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1893 and 1894.

Senate bill No. 153 (file No. 161), entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Deaf, and to repeal all laws inconsistent herewith,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 31 (file No. 178), entitled

A bill to provide for a commission to locate and mark the positions and places occupied by Michigan regiments and batteries who fought upon the battle fields of Chickamauga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expenses of the same,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan,

Have directed their chairman to report the same back to the Senate with the recommendation that the bill be referred to the committee on Public health.

## IV.

House bill No. 368, entitled

A bill to protect the fish in Saginaw river and its tributaries,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be printed and be re-referred to the committee of the whole and placed on the general order.

JAMES H. MORROW, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Morrow,

The Senate concurred in the amendments made by the committee to the second named bill and it was placed on the order of third reading of bills.

On motion of Mr. Morrow,

The Senate concurred in the recommendation of the committee relative to the third named bill, and it was referred to the committee on Public health.



On motion of Mr. Morrow,

The Senate concurred in the recommendation of the committee relative to the fourth named bill, and it was ordered printed and re-referred to the committee of the whole and placed on the general order.

By unanimous consent the Senate resumed the order of

#### PRESENTATION OF PETITIONS.

No. 140. By Mr. Mellen: Petition of R. E. Lee, C. F. Morton, Burt Miles and other citizens of Almont, Lapeer county urging the passage of the so called Buzzell minnow bill,

Referred to committee on Fisheries.

No. 141. By Mr. McGinley: Petition of Moses Burns, John E. Darbey and many other citizens of Sanilac county for the removal of the dams along Black river.

Referred to committee on Fisheries.

By unanimous consent, the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 494, entitled

A bill to amend sections 2 and 3 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 12, 64, 65 and 75 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare," and to add three new sections to said act, to stand thereto as sections 92, 93 and 94,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt

Mr. Fleshiem  
Fox  
Garvelink

Mr. McLaughlin  
Mellen  
Mugford

Title agreed to.

On motion of Mr. Champion,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State Prison:

The committee on State Prison, to whom was referred

Senate bill No. 128, entitled

A bill to amend section No. 42 of act No. 213 of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison, and the government and discipline thereof, and to repeal all acts inconsistent therewith," being consecutive section No. 9705 of Howell's annotated statutes of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

J. MILTON EARLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morrow,

The bill was laid on the table.

By the committee on State Prison:

The committee on State Prison, to whom was referred

Senate bill No. 187, entitled

A bill to provide a central board of inspectors for the State Prison at Jackson, to prescribe its duties and powers, and to repeal all acts and parts of acts in conflict with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. MILTON EARLE, *Chairman.*

Report accepted.

On motion of Mr. Earle,

The request of the committee was granted, and the bill ordered printed for the use of the committee.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 8 (file No. 22), entitled

A bill to legalize and make valid certain township bonds issued by the township of Pickford, in the county of Chippewa, on the 22d day of October, A. D. 1889.

Senate bill No. 182 (file No. 78), entitled

A bill to authorize the city of Menominee, in the State of Michigan, in conjunction with the city of Marinette, in the state of Wisconsin, or the counties of Menominee, in the State of Michigan, and Marinette, in the State of Wisconsin, or either or any of them jointly or severally, to build a bridge across the Menominee river and to authorize the citizens of said municipalities to build such bridge,

CHARLES S. PIERCE, *Chairman*

Report accepted.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

House bill No. 368, entitled

A bill to protect the fish in Saginaw river and its tributaries,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

Senate bill No. 281, entitled

A bill to regulate fishing in Wild Fowl bay,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion Mr. Gibson,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

Senate bill No. 353, entitled

A bill to amend act No. 111, of 1889, as amended by act No. 163 of 1891, entitled "An act to protect fish and regulate fishing in the waters of this State by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of certain sizes, and in certain waters, and for certain purposes, by prohibiting the obstruction of the free passage of fish, to protect fish culture, and to repeal inconsistent acts,"

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibson,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

Senate bill No. 316, entitled

A bill to amend act No. 159, laws of 1891, entitled "An act to regulate the taking and catching of fish in the inland waters of this State,"

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibson,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

Senate bill No. 429, entitled

A bill for the protection of fish and the regulation of fishing in the waters of this State,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibson,

The request was granted and the bill ordered printed for the use of the committee.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 298, entitled

A bill to amend sections 1 and 2 of act No. 152 of the session laws of 1889, being "An act to amend sections 1, 2 and 3 of act No. 29 of the public acts of 1887," approved March 15, 1887, entitled "An act to provide for the payment of bounties for the killing of English sparrows,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Barnard,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 388 (file No. 129), entitled

A bill to repeal all of act No. 2 of the public acts of 1891, being an act to amend section 1 of act number 450 of the laws of Michigan of the year 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Jewell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Brundage  
Burt  
Clapp

Mr. French  
Hopkins  
Hough

Mr. Mears  
Mellen  
Pascoe

Mr. Crane  
Earle  
Flehiem  
Fox

Mr. Jewell  
McGinley  
McLaughlin

Mr. Pierce  
Sabin  
Weiss

19

NAYS.

0

Title agreed to.

On motion of Mr. Jewell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 107, entitled

A bill to legalize and make valid certain township bonds issued by the township of Bruce, in the county of Chippewa, on the first day of February, A. D., 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Flehiem,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Earle  
Flehiem

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

26

NAYS.

0

Title agreed to.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

Senate bill No. 476, entitled

A bill to authorize the township of Lincoln in the county of Arenac to borrow money to be used to encourage and promote manufacturing industries in said township and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Gilbert,

The bill was laid on the table.

The president announced that the time had arrived for the

#### SPECIAL ORDER.

Being the further consideration of

Senate bill No. 4 (file No. 49), entitled

A bill to prohibit the issuing to, or the receiving or using of any member of the Legislature, any pass, mileage book or free transportation by any kind on any railroad in this State.

The question being on the passage of the bill.

Mr. Clark moved to amend the bill as follows:

1. By striking out of line 4 of section 3 the word "one" after the words "sum of" and inserting in lieu thereof the word "five."

2. By striking out of line 4 of section 3 the word "five" after the word "than," and inserting in lieu thereof the words "one hundred;"

Which motion prevailed, and the bill was so amended.

Pending the taking of the vote on the passage of the bill,

Mr. Burt moved that the further consideration of the same be indefinitely postponed;

On which motion Mr. Hopkins demanded the yeas and nays.

Mr. Brundage moved that there be a call of the Senate;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Barnard and Gibson.

On motion of Mr. Weiss,

Mr. Gibson was excused from the operation of the call.

On motion of Mr. Sabin,

The Sergeant-at-Arms was dispatched after the absentee.

The Sergeant-at-Arms announced Mr. Barnard at the bar of the Senate.

On motion of Mr. Sabin,

Mr. Barnard was admitted within the bar, rendered an excuse, and took his seat.

The question then being on the motion of Mr. Burt to indefinitely postpone the further consideration of the bill,

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Burt  
Earle  
French  
Garvelink

Mr. Hopkins  
Hough  
Mears

Mr. Mellen  
Pascoe  
Sabin

10

#### NAYS.

Mr. Barnard  
Brundage  
Champion  
Clapp  
Clark

Mr. Crane  
Fleishem  
Fox  
Jewell  
McGinley

Mr. McLaughlin  
Pierce  
Steel  
Weiss

14



The question then being on the passage of the bill, the same was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

| YEAS.       |               |                |
|-------------|---------------|----------------|
| Mr. Barnard | Mr. Clark     | Mr. McLaughlin |
| Brundage    | Fleishem      | Steel          |
| Champion    | Jewell        | Weiss          |
| Clapp       | McGinley      |                |
|             |               | 11             |
| NAYS.       |               |                |
| Mr. Crane   | Mr. Garvelink | Mr. Mellen     |
| Earle       | Hopkins       | Pascoe         |
| Fox         | Hough         | Pierce         |
| French      | Mears         | Sabin          |
|             |               | 12             |

On motion of Mr. Sabin,

All further proceedings under the call were dispensed with.

By unanimous consent the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred House bill No. 582, entitled

A bill to amend an act relative to free schools in the city of Grand Rapids, approved March 15, 1871, and acts amendatory thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendment thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

| YEAS.       |               |            |
|-------------|---------------|------------|
| Mr. Barnard | Mr. Garvelink | Mr. Morrow |
| Brundage    | Hopkins       | Mugford    |
| Burt        | Hough         | Pascoe     |
| Clark       | Jewell        | Pierce     |
| Crane       | McGinley      | Sabin      |
| Earle       | McLaughlin    | Steel      |
| Fox         | Mears         | Weiss      |
| French      | Mellen        |            |
|             |               | 23         |
| NAYS.       |               |            |
|             |               | 0          |

Title agreed to.

On motion of Mr. Barnard,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

House bill No. 147 (file No. 67), entitled

A bill to enable any town, county or district agricultural society, here-

tofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to enable any town, county or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporation, associations or societies,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject, Senator Pierce dissenting.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the adoption of the substitute reported by committee.

The bill was then referred to the committee of the whole and placed on the general order.

#### MOTIONS AND RESOLUTIONS.

Mr. Pierce moved to take from the table

Senate bill No. 494, entitled

A bill to amend sections 2 and 3 of act No. 210, of the local acts of 1891, entitled "An act to incorporate the city of Clare in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare in the county of Clare, and all other acts relating to said village of Clare.'"

Which motion prevailed.

On motion of Mr. Pierce,

The bill was referred to the committee on Cities and villages.

Mr. Barnard moved to take from the table

Senate bill No. 130 (file No. 70), entitled

A bill to amend section 1 of act number 31 of the public acts of the year 1887 (Howell's statutes, Sec. 1984s), entitled "An act to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold and to prohibit the sale or giving away of intoxicating liquors within one mile of the Soldier's Home;"

Which motion prevailed.

On motion of Mr. Barnard,

The bill was referred to the committee on Liquor traffic.

Mr. Sabin offered the following resolution:

*Resolved*, That the committee on Supplies and expenses are hereby authorized and directed to purchase a stand upon which to place a type writer now used in room "L," and after such purchase to report the sum paid for such stand in order that said money may be audited by the Senate;

Which resolution was adopted.

Mr. McGinley moved that

House bill No. 86 (file No. 30), entitled

A bill authorizing incorporated villages to own and control cemeteries either within or without their corporate limits,

Be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. French moved that

Senate bill No. 180 (file No. 134), entitled

A bill to provide a board of jury commissioners for the county of St. Clair, and the manner of selecting jurors to serve in the circuit court for said county and to prescribe their duties and fix their compensation, and to punish violations of the act,

Be ordered to take immediate effect;

Which motion prevailed, two-thirds of all the Senators elect voting therefor.

#### GENERAL ORDER.

On motion of Mr. Morrow,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Morrow to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 106 (file No. 40), entitled

A bill to amend section 4 of the act entitled "An act to revise the laws for the incorporation of all manufacturing companies, except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt, and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885.

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the United Home Protectors' Fraternity, a coöperative, social, beneficial and fraternal society or order.

Senate bill No. 177 (file No. 143), entitled

A bill to amend section 1 of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," approved June 2, 1883, as amended by act No. 98 public acts of 1891, being compiler's section 2287 of Howell's annotated statutes, and to add a new section thereto to stand as section 15 of said act.

Senate bill 416 (file No. 166), entitled

A bill exempting from jury duty veterans who served one year or more in the volunteer army or navy of the United States.

House bill No. 1 (file No. 8), entitled

A bill to amend act No. 126 of the session laws of 1863, entitled "An act to provide for and regulate the transfer of personal estates held in trust," approved March 17, 1863, the same being compiler's sections No. 5831, 5832 and 5833 of chapter 220 of Howell's annotated statutes of the State of Michigan.

Senate bill No. 409 (file No. 152), entitled

A bill to amend section 142, chapter 90 of the revised statutes of 1846, the same being 6736 of Howell's annotated statutes of the State of Michigan.

Senate bill No. 345 (file No. 167), entitled

A bill to provide for the incorporation of associations for the purpose of establishing scholarships in the University of Michigan for the benefit of graduates of the high schools of this State.

Senate bill No. 214 (file No. 170), entitled

A bill to amend section 1 of act 179 of the public acts of 1881, being section 6399 of Howell's statutes, relative to crier of the supreme court.

Senate bill No. 209 (file No. 172), entitled

A bill to provide a legal and uniform system of computing interest and discount.

Senate bill No. 272 (file No. 176), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1893 and 1894.

Senate bill No. 153 (file No. 161), entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Deaf, and to repeal all laws inconsistent herewith,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 31 (file No. 178), entitled

A bill to provide for a commission to locate and mark the positions and places occupied by Michigan regiments and batteries who fought upon the battle fields of Chickamauga, Chattanooga and Mission Ridge, and to make an appropriation to defray the expenses of the same,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan,

Have directed their chairman to report the same back to the Senate with the recommendation that the bill be referred to the committee on Public health.

## IV.

House bill No. 368, entitled

A bill to protect the fish in Saginaw river and its tributaries,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be printed and be re-referred to the committee of the whole and placed on the general order.

JAMES H. MORROW, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Morrow,

The Senate concurred in the amendments made by the committee to the second named bill and it was placed on the order of third reading of bills.

On motion of Mr. Morrow,

The Senate concurred in the recommendation of the committee relative to the third named bill, and it was referred to the committee on Public health.

On motion of Mr. Morrow,

The Senate concurred in the recommendation of the committee relative to the fourth named bill, and it was ordered printed and re-referred to the committee of the whole and placed on the general order.

By unanimous consent the Senate resumed the order of

#### PRESENTATION OF PETITIONS.

No. 140. By Mr. Mellen: Petition of R. E. Lee, C. F. Morton, Burt Miles and other citizens of Almont, Lapeer county urging the passage of the so called Buzzell minnow bill,

Referred to committee on Fisheries.

No. 141. By Mr. McGinley: Petition of Moses Burns, John E. Darbey and many other citizens of Sanilac county for the removal of the dams along Black river.

Referred to committee on Fisheries.

By unanimous consent, the Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 494, entitled

A bill to amend sections 2 and 3 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 12, 64, 65 and 75 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare," and to add three new sections to said act, to stand thereto as sections 92, 93 and 94,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Pierce,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt

Mr. Fleshiem  
Fox  
Garvelink

Mr. McLaughlin  
Mellen  
Mugford

Mr. Champion  
Clapp  
Crane  
Doran  
Earle

Mr. Gilbert  
Hopkins  
Hough  
Jewell  
McGinley

Mr. Pascoe  
Pierce  
Sabin  
Weiss

23

NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Gilbert moved to take from the table,  
Senate bill No. 476, entitled

A bill to authorize the township of Lincoln, in the county of Arenac, to borrow money to be used to encourage and promote manufacturing industries in said township and to issue bonds therefor;

Which motion prevailed.

On motion of Mr. Gilbert,

The bill was referred to the committee on Judiciary.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 351 (file No. 240), entitled

A bill to provide for the incorporation of supreme and subordinate senates of the Knights of the Ancient Essenic Order,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Religious and benevolent societies.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 875, entitled

A bill to authorize the village of L'Anse to borrow money for the purpose of making public improvements in said village and to issue bonds for the payment of the same,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been



ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 27, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request of the Senate the return to the House of

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School."

Very respectfully,  
LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The message was laid on the table.

Mr. Brundage moved that a respectful message be sent to the Governor requesting the return of

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School,

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 28, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 50 (file No. 30), entitled

A bill to authorize the cities and townships of this State to acquire by purchase or condemnation all the rights of toll or plank road companies in the streets or highways of such cities or townships, and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or townships to any city or township in which the same may be located,

And to inform the Senate that the House has amended the same, as follows:

1. By inserting in lines 1, 3 and 4 of section 1, after the word "city" the words "or village;"

2. By inserting in lines 2, 3 and 6 of section 1, after the word "city" the words "or villages;"

3. By striking out of line 3 and 5 of section 3 the word "township" wherever it occurs and inserting in lieu thereof the word "village;"

4. By striking out all of section 4,

And further to inform the Senate that the House has amended the title of the bill so as to read as follows:

A bill to authorize the cities and villages of this State to acquire by purchase or condemnation all the rights of toll and plank road companies in the streets and avenues of such cities and villages and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or villages to any city or village in which the same may be located,

In the passage of which, as thus amended and with the title thus amended, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the amendment made by the House to the bill,

On motion of Mr. Weiss,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |           |                |    |
|-------------|-----------|----------------|----|
| Mr. Barnard | Mr. Earle | Mr. McLaughlin |    |
| Brundage    | Fleshiem  | Mellen         |    |
| Burt        | French    | Morrow         |    |
| Champion    | Garvelink | Pascoe         |    |
| Clapp       | Hopkins   | Pierce         |    |
| Clark       | Hough     | Sabin          |    |
| Crane       | Jewell    | Steel          |    |
| Doran       | McGinley  | Weiss          | 24 |

#### NAYS.

0

The question then being on concurring in the amendment made by the House to the title of the bill.

The Senate concurred.

The bill was then referred to the committee on Engrossment and enrollment for enrollment.

By unanimous consent the Senate took up the order of

#### THIRD READING OF BILLS.

Senate bill No. 106 (file No. 40), entitled

A bill to amend section 4 of the act, entitled "An act to revise the laws for the incorporation of all manufacturing companies, except such as are contemplated by act number forty-two of the session laws of eighteen hundred and sixty-seven, which provides for the incorporation of persons or corporations engaged in the manufacture of salt, and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran

Mr. Earle  
Fleishem  
Fox  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. McLaughlin  
Mellen  
Morrow  
Pascoe  
Pierce  
Steel  
Weiss

23

## NAYS.

0

Title agreed to.

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the "United Home Protectors Fraternity," a co-operative, social, beneficial and fraternal society or order.

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Morrow,

The bill was laid on the table.

Unanimous consent being given the Senate took up the order of

## MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, March 28, 1893. }

*To the President of the Senate:*

SIR—In pursuance of the request of the Senate for the return of Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan as amended by act No. 172 of the session laws of 1885, relative to the Reform School,"

I have the honor to herewith transmit the same.

Very respectfully,

JOHN T. RICH,  
Governor.

Mr. Brundage moved to reconsider the vote by which the Senate concurred in the amendments made by the House to the bill;

Which motion prevailed.

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Brundage,

The bill was ordered to be re-transmitted to the House pursuant to the request of the House this day received.

By unanimous consent the Senate took up the order of

## THIRD READING OF BILLS.

Senate bill No. 177 (file No. 143), entitled

A bill to amend section 1 of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," approved June 2, 1883, as amended by act No. 98, public acts of 1891, being compiler's section 2287 of Howell's annotated statutes, and to add a new section thereto, to stand as section 15 of said act,

Was read a third time, and pending the taking of the vote on the passage thereof.

On motion of Mr. Champion,  
The bill was laid on the table.

Senate bill 416 (file No. 166), entitled

A bill exempting from jury duty veterans who served one year or more in the volunteer army or navy of the United States.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

|             |               |            |     |
|-------------|---------------|------------|-----|
| Mr. Barnard | Mr. Garvelink | Mr. Mellen |     |
| Brundage    | Hough         | Morrow     |     |
| Clapp       | Jewell        | Mugford    |     |
| Earle       | McGinley      | Pascoe     |     |
| Fleishem    | McLaughlin    | Sabin      |     |
| Fox         | Mears         | Weiss      | 18. |

**NAYS.**

0

Title agreed to.

House bill No. 1 (file No. 8), entitled

A bill to amend act No. 126 of the session laws of 1863, entitled "An act to provide for and regulate the transfer of personal estates held in trust," approved March 17, 1863, the same being compiler's sections No. 5831, 5832 and 5833 of chapter 220 of Howell's annotated statutes of the State of Michigan;

Was read third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

|             |              |            |    |
|-------------|--------------|------------|----|
| Mr. Barnard | Mr. Fleishem | Mr. Mellen |    |
| Brundage    | Garvelink    | Morrow     |    |
| Champion    | Hopkins      | Mugford    |    |
| Clapp       | Hough        | Pascoe     |    |
| Clark       | Jewell       | Sabin      |    |
| Crane       | McLaughlin   | Steel      |    |
| Earle       | Mears        | Weiss      | 21 |

**NAYS.**

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 409 (file No. 152), entitled

A bill to amend section 142, chapter 90, of the revised statutes of 1846, the same being 6736 of Howell's annotated statutes of the State of Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Weiss,

The bill was laid on the table.

Mr. Morrow moved that the Senate adjourn;

Which motion did not prevail.

Senate bill No. 345 (file No. 167), entitled

A bill to provide for the incorporation of associations for the purpose of establishing scholarships in the University of Michigan for the benefit of graduates of the high schools of this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mellen |    |
| Brundage    | Garvelink  | Morrow     |    |
| Champion    | Hopkins    | Pascoe     |    |
| Clapp       | Hough      | Sabin      |    |
| Crane       | McGinley   | Steel      |    |
| Doran       | McLaughlin | Weiss      |    |
| Fleishem    | Mears      |            | 20 |

### NAYS.

0

Title agreed to.

Senate bill No. 214 (file No. 170), entitled

A bill to amend section one of act 179 of the public acts of 1881, being section 6399 of Howell's annotated statutes, relative to crier of the supreme court.

Pending third reading of which

On motion of Mr. Weiss,

The bill was laid on the table.

On motion of Mr. Pascoe,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Wednesday, March 29, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Gibson.

On motion of Mr. Pierce,

Leave of absence was granted to Mr. Gibson from today's session.

On motion of Mr. Gilbert,

Leave of absence was granted to himself until Wednesday, April 5.

### PRESENTATION OF PETITIONS.

No. 142. By Mr. Doran: Remonstrance against taxing church property, educational and charitable institutions, signed by Rev. J. B. Holkstra, pastor of the second Holland Christian Reformed Church of Muskegon, Muskegon, Mich., and 936 others.

Referred to committee on Taxation.

No. 143. By Mr. Pierce: Petition of the faculty of the State Normal School, asking for the passage of the bill requiring the teaching of music in the graded schools of the State.

On motion of Mr. Pierce,

The petition was ordered spread on the Journal as follows:

*To the Honorable Legislature of Michigan in Senate and Assembly convened:*

The undersigned, citizens of Michigan and residents of the city of Ypsilanti, believing that the study of music should be encouraged and made more general in our State, pray your honorable body to enact into law House bill No. 909, having for its object the attainment of this important result.

FACULTY OF MICHIGAN STATE NORMAL SCHOOL, YPSILANTI.

Referred to committee on Education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 875, entitled

A bill to authorize the village of L'Anse to borrow money for the purpose of making public improvements in said village and to issue its bonds for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fleshier,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Brundage

Burt

Champion

Clapp

Clark

Crane

Doran

Earle

Fleshier

Mr. Fox

French

Garvelink

Gilbert

Hopkins

Hough

Jewell

McGinley

McLaughlin

Mr Mears

Mellen

Morrow

Mugford

Pascoe

Pierce

Sabin

Steel

Weiss

27

#### NAYS.

0

Title agreed to.

On motion of Mr. Fleshier,

By a vote of two-thirds of the Senators elect, the bill was ordered to take immediate effect.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred



House bill No. 700 (file No. 221), entitled

A bill to authorize the city of Saginaw to borrow money for the purpose of constructing, adding to and improving the water-works system in the western taxing district of said city, and to issue bonds therefor, and charge all payments and expenses thereof to, and to collect the same from said district, and to repeal act No. 230 of the local acts of the Legislature of the State of Michigan for the year 1891, approved March 21, 1891,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Burt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fleishem

Mr. Fox  
French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

23

#### NAYS.

0

Title agreed to.

On motion of Mr. Burt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 563, entitled

A bill to vacate the township of Long Lake in Oscoda county and incorporate its territory within the adjoining township of Mentor in Oscoda county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Pierce,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Mellen    |    |
| Burt        | Garvelink  | Morrow    |    |
| Champion    | Gilbert    | Mugford   |    |
| Clapp       | Hopkins    | Pascoe    |    |
| Clark       | Hough      | Pierce    |    |
| Crane       | Jewell     | Sabin     |    |
| Doran       | McGinley   | Steel     |    |
| Earle       | McLaughlin | Weiss     | 28 |
| Flehiem     |            |           |    |

## NAYS.

0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Military affairs:

The committee on Military affairs, to whom was referred

Senate joint resolution No. 13, entitled

A joint resolution authorizing the Governor to issue a commission to Frank D. Baldwin as lieutenant colonel of the 19th Michigan Infantry, to date from May 15, 1865,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. MEARS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Mellen    |    |
| Burt        | Garvelink  | Morrow    |    |
| Champion    | Gilbert    | Mugford   |    |
| Clapp       | Hopkins    | Pascoe    |    |
| Clark       | Hough      | Pierce    |    |
| Crane       | Jewell     | Sabin     |    |
| Doran       | McGinley   | Steel     |    |
| Earle       | McLaughlin | Weiss     | 28 |
| Flehiem     |            |           |    |

## NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred House bill No. 157, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893 and 1894,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 42 (file No. 11), entitled

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boilers and settings, for a water tower, for electric lighting, for new engines and settings, and for a physician's cottage at the Michigan Asylum for the Insane at Kalamazoo.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred House joint resolution No. 10, entitled

Joint resolution for the relief of Rose Mary Leitch,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 333, entitled

A bill to amend section 1 of act No. 171 of the session laws of 1873, entitled "An act establishing a State agency for juvenile offenders," approved April 29, 1873, as amended by act No. 37 of the public acts of 1875, as amended by act No. 168 of the session laws of 1885, as amended by act No. 295 of the session laws of 1887, amended by act No. 187 of the public acts of 1889, and being compiler's section No. 9894 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and they further recommend that the title to said bill be amended to read as follows:

A bill to amend section 1 of act No. 171 of the laws of Michigan for the year 1873, entitled "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended, being compiler's section 9894 of third Howell's annotated statutes of Michigan, and ask to be discharged from the further consideration of the subject.

S. W. HOPKINS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Public Health:

The committee on Public health, to whom was referred

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

M. SABIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sabin,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Insurance:

The committee on Insurance, to whom was referred

Senate bill No. 104 (file No. 38), entitled

A bill making it unlawful for foreign insurance companies, legally admitted to do business in the State of Michigan, to place, or cause to be placed, insurance on property in the State of Michigan, in offices outside of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be con-

curring in, and that the bill when so amended do pass and ask to be discharged from the further consideration of the subject.

J. MILTON EARLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Earle,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Insurance:

The committee on Insurance, to whom was referred

Senate bill No. 362, entitled

A bill to regulate certain foreign secret or fraternal life insurance corporations and associations,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

J. MILTON EARLE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Earle,

The request was granted and the bill ordered printed for the use of the committee.

By the committees on Railroads and Judiciary:

The committees on Railroads and Judiciary, to whom was referred jointly

Senate bill No. 361, entitled

A bill to repeal act No. 42 of the laws of Michigan for the year 1846, entitled "An act to authorize the sale of the Central Railroad Company and to incorporate the Michigan Central Railroad Company," and all acts amendatory thereof,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate and recommend that the bill be referred to the special committee on Railroad taxation.

JOSEPH FLESHIEM,

*Chairman Committee on Railroads.*

S. W. HOPKINS,

*Acting Chairman Judiciary Committee.*

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The bill was referred to the special committee on Railroad taxation.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 796 (file No. 157), entitled

A bill to provide for the government of the Michigan Asylum for Dangerous and Criminal Insane and the inmates therein, and to repeal act 190, laws of 1883 and all acts amendatory thereto, and all of that por-

tion of act 140, laws of 1891, which conflicts with this act, being an act entitled "An act to provide for a State board of inspectors who shall perform the duties now performed by the advisory board in matters of pardons and who shall have the complete management and control of the State Prison at Jackson, the State House of Correction and Reformatory at Ionia, the Michigan Asylum for Insane Criminals at Ionia, the branch of the State Prison at Marquette, the Reform School for Boys at Lansing and the Industrial Home for Girls at Adrian, and to abolish all existing boards and to annul all existing appointments,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 139 (file No. 90), entitled

A bill to amend sections 4 and 5 of act number 145 of the session laws of 1867, entitled "An act to provide for the incorporation of masonic lodges," as amended by act number 180 of the session laws of 1867, the same being compiler's sections 4475 and 4476 of Howell's annotated statutes,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 28, 1893. }

*To the President of the Senate:*

SIR.—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 21 (file No. 6), entitled

A joint resolution for the relief of Ransom D. Lyon, father and legal representative of the late Francis M. Lyon, late of Mason, Michigan,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*



The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 28, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the Senate to return to the House

Senate bill No. 372, entitled

A bill to amend an act entitled "An act to incorporate the village of McBain," approved March 4, 1893.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

Mr. Pierce moved that a respectful message be sent to the Governor, requesting the return to the Senate of the following bill:

Senate bill No. 372, entitled

A bill to amend an act entitled "An act to incorporate the village of McBain," approved March 4, 1893;

Which motion prevailed.

#### THIRD READING OF BILLS.

Senate bill No. 209 (file No. 172), entitled

A bill to provide a legal and uniform system of computing interest and discount,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fleshier  
Fox  
French  
Garvelink  
Hopkins  
Hough  
Jewell  
McLaughlin

Mr. Mears  
Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Steel  
Weiss

25

#### NAYS.

0

Title agreed to.

Senate bill No. 272 (file No. 176), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1893 and 1894,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion

Mr. Fleshier  
French  
Garvelink  
Hopkins

Mr. Mellen  
Morrow  
Mugford  
Pascoe

Mr. Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Pierce  
Sabin  
Steel  
Weiss

26

NAYS.

0

Title agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 153 (file No. 161), entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Deaf, and to repeal all laws inconsistent herewith,

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Clark moved that the further consideration of the bill be postponed until Thursday, April 6, at 2:30 o'clock p. m.;

On which motion Mr. Morrow demanded the yeas and nays.

The motion then did not prevail a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Burt  
Champion  
Clapp  
Clark

Mr. Doran  
Gilbert  
Hough  
Mellen

Mr. Morrow  
Mugford  
Steel

11

NAYS.

Mr. Barnard  
Brundage  
Crane  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Hopkins  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Pascoe  
Pierce  
Sabin  
Weiss

17

Mr. Morrow moved that the further consideration of the bill be indefinitely postponed;

On which motion he demanded the yeas and nays.

Pending the vote thereon,

Mr. Clark moved that the further consideration of the bill be postponed until Wednesday, April 5, 1893, at 2:30 o'clock p. m.;

On which he demanded the yeas and nays,

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS

Mr. Barnard  
Burt  
Champion  
Clapp  
Clark

Mr. Doran  
Gilbert  
Hough  
McGinley

Mr. Mellen  
Morrow  
Mugford  
Steel

13

## NAYS.

|              |            |           |
|--------------|------------|-----------|
| Mr. Brundage | Mr. French | Mr. Mears |
| Crane        | Garvelink  | Pascoe    |
| Earle        | Hopkins    | Pierce    |
| Fleishem     | Jewell     | Sabin     |
| Fox          | McLaughlin | Weiss     |
|              |            | 15        |

The question then recurring on the motion of Mr Morrow, that the further consideration of the bill be indefinitely postponed;

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

|              |             |            |
|--------------|-------------|------------|
| Mr. Champion | Mr. Gilbert | Mr. Morrow |
| Clark        | Mellen      | Mugford    |
| Doran        |             |            |
|              |             | 7          |

## NAYS.

|              |            |           |
|--------------|------------|-----------|
| Mr. Brundage | Mr. French | Mr. Mears |
| Clapp        | Garvelink  | Pascoe    |
| Crane        | Hopkins    | Pierce    |
| Earle        | Jewell     | Sabin     |
| Fleishem     | McGinley   | Steel     |
| Fox          | McLaughlin | Weiss     |
|              |            | 18        |

Mr. Sabin moved the previous question;

Which motion was seconded,

The question then being "Shall the main question now be put?"

Mr. Morrow demanded the yeas and nays,

The main question was then ordered, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|              |               |           |
|--------------|---------------|-----------|
| Mr. Brundage | Mr. Garvelink | Mr. Mears |
| Crane        | Hough         | Pascoe    |
| Fleishem     | Jewell        | Pierce    |
| Fox          | McGinley      | Sabin     |
| French       | McLaughlin    | Weiss     |
|              |               | 15        |

## NAYS.

|          |           |            |
|----------|-----------|------------|
| Mr. Burt | Mr. Doran | Mr. Mellen |
| Champion | Earle     | Morrow     |
| Clapp    | Gilbert   | Mugford    |
| Clark    | Hopkins   | Steel      |
|          |           | 12         |

The question then being on the passage of the bill.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |
|-------------|------------|-----------|
| Mr. Barnard | Mr. French | Mr. Mears |
| Brundage    | Garvelink  | Pascoe    |
| Clapp       | Hopkins    | Pierce    |

Mr. Crane  
Earle  
Flehiem  
Fox

Mr. Jewell  
McGinley  
McLaughlin

Mr. Sabin  
Steel  
Weiss

19

## NAYS.

Mr. Burt  
Champion  
Clark

Mr. Doran  
Gilbert  
Hough

Mr. Mellen  
Morrow  
Mugford

9

Title agreed to.

Mr. Morrow gave notice that at tomorrow's session of the Senate he would move to reconsider the vote by which the bill was passed.

Mr. Sabin moved to reconsider the vote by which the Senate passed the above named bill.

Pending which,

Mr. Weiss moved that the motion to reconsider be laid on the table.

On which motion Mr. Doran demanded the yeas and nays.

The motion to lay the motion to reconsider on the table then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Crane  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Hopkins  
Jewell  
McGinley  
McLaughlin

Mr. Mears  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

18

## NAYS.

Mr. Burt  
Champion  
Clark

Mr. Doran  
Gilbert  
Hough

Mr. Mellen  
Mugford

8

Senate bill No. 31 (file No. 178), entitled

A bill to provide for a commission to locate and mark the positions and places occupied by Michigan regiments and batteries who fought upon the battle fields of Chickamauga, Chatanooga and Mission Ridge and to make an appropriation to defray the expenses of the same,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Champion  
Crane  
Doran  
Earle  
Flehiem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley

Mr. Mears  
Mellen  
Mugford  
Pascoe  
Sabin  
Steel  
Weiss

22

## NAYS.

0

Title agreed to.

Mr. Barnard moved the bill be ordered to take immediate effect.

□ On which motion he demanded the yeas and nays.

The motion then prevailed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. Fox    | Mr. Mears |    |
| Brundage    | French     | Morrow    |    |
| Champion    | Garvelink  | Pascoe    |    |
| Clapp       | Hopkins    | Pierce    |    |
| Crane       | Hough      | Sabin     |    |
| Doran       | Jewell     | Steel     |    |
| Earle       | McGinley   | Weiss     |    |
| Flehiem     | McLaughlin |           | 23 |

## NAYS.

|          |   |
|----------|---|
| Mr. Burt | 1 |
|----------|---|

And the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Champion moved to take from the table,  
Senate bill No. 177 (file No. 143), entitled

A bill to amend section 1 of act No. 140, laws of 1883, entitled "An act to regulate the practice of dentistry in the State of Michigan," approved June 2, 1883, as amended by act No. 98, public acts of 1891, being compiler's section 2287 of Howell's annotated statutes, and to add a new section thereto to stand as section 15 of said act;

Which motion prevailed.

The bill having been read a third time and the question being upon its passage, pending the taking of the vote thereon,

Mr. Champion moved to amend the bill by inserting after amended section 1 the following:

SEC. 2. That a new section be added to said act to stand as section 15, and to read as follows;

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Meers |    |
| Brundage    | Garvelink  | Mellen    |    |
| Burt        | Gilbert    | Morrow    |    |
| Champion    | Hopkins    | Mugford   |    |
| Clapp       | Hough      | Pascoe    |    |
| Crane       | Jewell     | Pierce    |    |
| Doran       | McGinley   | Sabin     |    |
| Earle       | McLaughlin | Weiss     |    |
| Flehiem     |            |           | 25 |

## NAYS.

0

Title agreed to.

Mr. McGinley moved to take from the table

Senate bill No. 49 (file No. 144), entitled

A bill to amend section two of chapter 166 of the revised statutes of 1846, the same being compiler's section 9577, of Howell's annotated statutes of Michigan for 1882, relative to new trials and exceptions in criminal cases, and to add a new section to said chapter, to stand thereto as section 8;

Which motion prevailed.

On motion of Mr. McGinley,

The bill was re-referred to the committee on Judiciary.

By unanimous consent the Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 29, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 448, entitled

A bill to amend sections 2 and 4 of an act entitled "An act to provide for the assessment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied, and to repeal act No. 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act," approved July 7, 1891, being act 200 of the public acts of 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Taxation.

Mr. Burt moved that the Senate adjourn,

Which motion did not prevail.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 29, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 24, entitled

A joint resolution directing the Board of State Auditors to settle and adjust the claim made by Joseph Schefnecker against the State of Michigan, for services and money expended by him in recruiting volunteers for the war, and in organizing the 14th regiment of Michigan infantry,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*



The joint resolution was read a first and second time by its title and referred to the committee on Military affairs.

GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Jewell to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

I.

The committee of the whole have had under consideration the following: Senate substitute for House bill No. 147 (file No. 67), entitled

A bill to enable any town, county, or district agricultural society, heretofore organized under the laws of this State, whose term of corporate existence has expired, or is about to expire, by limitation, to reorganize for a further period, not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies.

Have adopted a substitute therefor, entitled

A bill to enable any town, county or district agricultural corporation, association or society, and any commerce or navigation company, train railway company, manufacturing and mercantile company, banking company, and any mechanics and coöperative association, organized under the general laws of this State, whose term of corporate existence has expired, or is about to expire by limitation, to reorganize for a further period not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies,

And have directed their chairman to report the same back to the Senate recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

AGUSTUS JEWELL, *Chairman*.

Report accepted.

On motion of Mr. Jewell,

The Senate concurred in the adoption of the substitute reported by the committee.

The bill was placed on the order of third reading of bills.

By unanimous consent the Senate took up the order of

THIRD READING OF BILLS.

Mr. McLaughlin moved that there be a call of the Senate;  
Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senator reported absent without leave: Mr. Crane.

On motion of Mr. Clapp,

Mr. Crane was excused from the operation of the call.

Senate substitute for

House bill No. 147 (file No. 67), entitled

A bill to enable any town, county or district, agricultural corporation, association or society, and any commerce or navigation company, train

railway company, manufacturing and mercantile company, banking company, and any mechanics and co-operative association organized under the general laws of this State, whose term of corporate existence has expired, or is about to expire by limitation, to reorganize for a further period not exceeding thirty years, and to fix the duties and liabilities of such renewed corporations, associations or societies.

Was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Doran, by unanimous consent, moved to amend the bill as follows:

By inserting after the word "dollars" in line 16 of section 2, the words "or imprisonment in the State Prison for a period not exceeding 1 year, or both such fine and imprisonment in the discretion of the court;"

Which motion prevailed and the bill was so amended.

The question then being on the passage of the bill, Mr. McGinley moved that the bill be laid on the table;

Which motion did not prevail.

Mr. McGinley moved that the further consideration of the bill be made the special order for Wednesday, April 5, 1893;

Which motion did not prevail.

The question then being on the passage of the bill,

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Burt  
Clark  
Earle  
Fleishem  
French

Mr. Garvelink  
Hopkins  
Hough  
McLaughlin  
Mellen

Mr. Pascoe  
Pierce  
Steel  
Weiss

14

#### NAYS.

Mr. Brundage  
Clapp

Mr. Jewell

Mr. McGinley

4

Mr. Clark moved to reconsider the vote by which the Senate refused to pass the above named bill,

On which motion Mr. Clapp demanded the yeas and nays.

The motion then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Burt  
Champion  
Clark  
Doran  
Earle  
Fleishem  
Fox

Mr. French  
Garvelink  
Gilbert  
Hopkins  
Hough  
McLaughlin  
Mears  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

23

#### NAYS.

Mr. Brundage  
Clapp

Mr. Jewell

Mr. McGinley

4

And the vote was reconsidered.  
The question being on the passage of the bill,  
On motion of Mr. Weiss,  
The bill was laid on the table.  
On motion of Mr. Weiss,  
The Senate took a recess until 8 o'clock this evening.

---

AFTER RECESS.

8 o'clock p. m.

The Senate was called to order by the President.  
Quorum present.  
On motion of Mr. Steele,  
All further proceedings under the call were dispensed with.

REPORTS OF STANDING COMMITTEES.

By the committee on Engrossment and enrollment:  
The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 50 (file No. 30), entitled

A bill to authorize the cities and villages of this State to acquire by purchase or condemnation all the rights of toll or plank road companies in the streets or highways of such cities or villages, and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or villages to any city or township in which the same may be located.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

Senate bill No. 173 (file No. 74), entitled

A bill to amend sections 42, 43 and 44 of chapter 11 of act number 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, and the acts amendatory thereof,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Weiss,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time and, pending the taking of the vote on the passage thereof,

Mr. Morrow moved that there be a call of the Senate.  
Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Mr. Crane.

On motion of Mr. Steel,

Mr. Crane was excused from the operation of the call.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows.

YAYS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Morrow     |    |
| Burt        | Gilbert    | Mugford    |    |
| Champion    | Hopkins    | Pascoe     |    |
| Clapp       | Hough      | Pierce     |    |
| Earle       | Jewell     | Sabin      |    |
| Fleishem    | McGinley   | Steel      |    |
| Fox         | McLaughlin | Weiss      | 24 |

NAYS.

0

Title agreed to.

On motion of Mr. Weiss,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE GOVERNOR.

The President announced the following:

EXECUTIVE OFFICE,  
Lansing, March 29, 1893. }

*To the President of the Senate:*

Pursuant to the request of the Senate I have the honor to herewith transmit the following bill:

Senate bill No. 372, entitled

An act to amend an act entitled "An act to incorporate the village of McBain," approved March 4, 1892.

Very respectfully,

JOHN T. RICH, Governor.

On motion of Mr. Pierce,

The bill was ordered to be retransmitted to the House, pursuant to request of the House this day received.

The President also announced the following:

EXECUTIVE OFFICE,  
Lansing, March 29, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 50 (file No. 30), being

An act to authorize the cities and villages of this State to acquire by purchase or condemnation all the rights of toll and plank road companies

in the streets and avenues of such cities and villages, and to authorize such toll or plank road companies to sell such portions of their roads or franchises as lie within such cities or villages, to any city or village in which the same may be located.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 29, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 13, entitled

A joint resolution authorizing the Governor to issue a commission to Frank D. Baldwin as lieutenant colonel of the 19th Michigan infantry, to date from May 15, 1865,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 29, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 682 (file No. 130), entitled

A bill authorizing the board of supervisors of Houghton county to fix the compensation of the judge of probate of that county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on counties and townships.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 29, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 494, entitled

A bill to amend sections 12, 64, 65 and 75 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare in the county of Clare,' and all other acts relating to said village of Clare," and to add three new sections to said act, to stand thereto as sections 92, 93 and 94,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

On motion of Mr. Pierce,

The Sergeant-at-Arms was dispatched after Senator Doran.

The Sergeant-at-Arms announced Mr. Doran at the bar of the Senate.

Mr. Doran was admitted within the bar, rendered an excuse, and took his seat.

Mr. Clapp by unanimous consent offered the following resolution:

*Resolved* (the House concurring), That members taking books from the State Library when there is only one copy of the same work, be and they are hereby requested to return them the same day, or within 24 hours after receiving them from the State Librarian;

Which resolution was adopted.

On motion of Mr. Pierce,

The senate adjourned and the President announced the Senate would stand adjourned until tomorrow afternoon at 2 o'clock.

---

*Lansing, Thursday, March 30, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

On motion of Mr. Fleshiem leave of absence was granted to himself until Monday, April 10.

On motion of Mr. Burt leave of absence was granted to himself until Wednesday, April 5.

On motion of Mr. McLaughlin leave of absences was granted to himself until Wednesday, April 5.

On motion of Mr. Steel,

Leave of absence was granted to himself until Wednesday, April 5.

On motion of Mr. Mears,

Leave of absence was granted to himself until Friday, April 7.

On motion of Mr. Pierce,

Leave of absence was granted to himself until Wednesday, April 5.



Mr. Sabin, by unanimous consent, offered the following resolution:

*Resolved by the Senate* (the House of Representatives concurring),  
That when the Legislature adjourns today, it stand adjourned until Tuesday, April 4, at 7:30 p. m.;

Which resolution was adopted.

Mr. Jewell, by unanimous consent, moved that a respectful message be sent to the House, asking the return to the Senate of

House bill No. 92 (file No. 69), entitled

A bill to amend sections 1, 4 and 5 of an act entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners and to define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act."

Also,

House bill No. 388 (file No. 129), entitled

A bill to repeal all of act No. 2 of the public acts of 1891, being an act to amend section 1 of act No. 450 of the laws of Michigan, of the year 1871;

Which motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 144. By Mr. Morrow: Communication from members of the Board of Control of the School for the Blind.

On motion of Mr. Morrow the communication was ordered spread on the Journal as follows:

*To the Senate of Michigan:*

Inasmuch as it has come to our knowledge that on March 29, 1893, during the discussion of a bill for the government and control of the Michigan School for the Deaf, insinuations of incompetency in the management of this School and the other institutions under our control, by the present Board, and that these insinuations were supported by a certain anonymous paper containing untrue allegation as to the conduct of your petitioners, we therefore respectfully ask of your honorable body to grant us the favor, and do us the justice to appoint a committee to investigate the management of the Central Board of Control of State Institutions during the time of our management, and report the findings of such investigation to the Senate.

R. J. WHALEY,

R. J. FROST,

A. McMILLAN,

*Members of Central Board of Control.*

Mr. Morrow moved (the House concurring), That a committee be appointed to investigate the matters contained in the foregoing communication.

Mr. Weiss moved to lay the motion on the table,

On which motion Mr. Doran demanded the yeas and nays.

The motion to lay on the table then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage

Mr. Gibson  
Hopkins

Mr. Pascoe  
Pierce

Mr. Earle  
Fleishem  
Garvelink

Mr. Jewell  
McLaughlin  
Mears

Mr. Sabin  
Weiss

14

## NAYS.

Mr. Burt  
Champion  
Clapp  
Doran

Mr. Fox  
Hough  
McGinley  
Mellen

Mr. Morrow  
Mugford  
Steel

11

And the motion of Mr. Morrow was laid on the table.

## REPORTS OF STANDING COMMITTEES.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 71, entitled

A bill to amend section 5 of chapter 165 of the revised statutes of 1846, as amended, the same being compiler's section 9563 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass; and they further recommend that the title to said bill be amended by adding thereto the following words: "relative to trials in criminal cases," and ask to be discharged from the further consideration of the subject, Mr. McGinley dissenting.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred  
Senate bill No. 80 (file No. 136), entitled

A bill authorizing probate courts in this State to order or decree a letting for a term of years, or a sale of real estate by executors, administrators or guardians,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Counties and townships:

The committee on Counties and townships, to whom was referred

House bill No. 682, entitled

A bill authorizing the board of supervisors of Houghton county to fix the compensation of the judge of probate of that county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Pascoe,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Earle  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

25

#### NAYS.

0

Title agreed to.

On motion of Mr. Pascoe,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Finance and appropriation:

The committee on Finance and appropriation, to whom was referred Senate bill No. 103, entitled

A bill to provide for the construction of a coal house and to purchase a machinist's lathe for the Michigan Asylum for Dangerous and Criminal Insane, to be paid out of surplus moneys in the hands of the superintendents of said institution,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on School for the Blind:

The committee on School for the Blind, to whom was referred Senate bill No. 166, entitled

A bill to provide for the maintenance and control of the Michigan School for the Blind, and to repeal all laws inconsistent herewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without

amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. R. McLAUGHLIN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Taxation:

The committee on Taxation, to whom was referred

House bill No. 448, entitled

A bill to amend sections 2 and 4 of an act entitled "An act to provide for the asseesment of property and the levy of taxes thereon, and for the collection of taxes heretofore and hereafter levied, and to repeal act No. 195 of the session laws of 1889, except as provided in this act, and all other acts or parts of acts in anywise contravening any of the provisions of this act," approved July 7, 1891, being act 200 of the public acts of 1891,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

S. W. HOPKINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hopkins,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Craue  
Earle  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Jewell  
McLaughlin  
Mears

Mr. Mellen  
Morrow  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

21

#### NAYS.

0

Title agreed to.

On motion of Mr. Hopkins,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 49 (file No. 144), entitled

A bill to amend section 2 of chapter 166 of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882, relative to new trials and exceptions in criminal cases, and to add a new section to said chapter, to stand thereto as section 8,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass,

And they further recommend that the title to said bill be amended to read as follows:

A bill to amend section 2 of chapter 156 of the revised statutes of 1846, the same being compiler's section 9577, 3d Howell's statutes of Michigan, relative to new trials and exceptions in criminal cases, and to add a new section to said chapter to stand thereto as section 8,

And ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on Military affairs:

The committee on Military affairs, to whom was referred

House bill No. 269, entitled

A bill to repeal act No. 35 of the laws of 1869, entitled "An act to create a soldiers' aid fund for disabled Michigan soldiers, sailors and marines and Michigan men who have served in the late war in other State organizations, or in the forces of the United States," and to repeal act No. 31, session laws of 1863, entitled "An act for the relief of sick, disabled and needy soldiers," approved February 18, 1863; also act No. 36, session laws of 1867, being "An act to provide a temporary home for disabled Michigan soldiers," approved March 8, 1867; also act No. 114 of session laws of 1867, entitled "An act to provide a soldiers' permanent home commission and to define its duties," approved March 26, 1867; also act No. 228 of session laws of 1865, being "An act making an appropriation for the soldiers' relief fund," approved March 16, 1869; and to provide for the disposition of all money heretofore appropriated under the provisions of said act not yet expended,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

WM. MEARS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Mears,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Earle  
Fox  
French  
Garvelink

Mr. Gibson  
Hopkins  
Jewell  
McGinley  
Mears  
Mellen  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Weiss

20

#### NAYS.

Mr. Crane

1

Title agreed to.

On motion of Mr. Mears,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take effect March 31, 1893.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 494, entitled

A bill to amend sections 12, 64, 65 and 75 of act No. 210 of the local acts of 1891, entitled "An act to incorporate the city of Clare, in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare, in the county of Clare,' and all other acts relating to said village of Clare," and to add three new sections to said act, to stand thereto as sections 92, 93 and 94.

Also,

Senate joint resolution No. 13, entitled

A joint resolution authorizing the Governor to issue a commission to Frank D. Baldwin as lieutenant colonel of the 19th Michigan infantry, to date from May 15, 1865.

CHARLES S. PIERCE, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

*Lansing, March 29, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 182 (file No. 78), being

An act to authorize the city of Menominee, in the State of Michigan, in conjunction with the city of Marinette, in the State of Wisconsin, or the counties of Menominee, in the State of Michigan, and Marinette, in the State of Wisconsin, or either or any of them jointly or severally, to build a bridge across the Menominee river, and to authorize the citizens of said municipalities to build such bridge.

Also,

Senate bill No. 8 (file No. 22), being

An act to legalize and make valid certain township bonds issued by the township of Pickford, in the county of Chippewa, on the 22d day of October, A. D. 1889.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 29, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:  
House bill No. 481 (file No. 132), entitled



A bill to fix the salary of the judge of probate for the county of Marquette,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Pascoe,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |            |           |    |
|-------------|------------|-----------|----|
| Mr. Barnard | Mr. French | Mr. Mears |    |
| Brundage    | Garvelink  | Mellen    |    |
| Burt        | Gibson     | Morrow    |    |
| Champion    | Hopkins    | Mugford   |    |
| Clapp       | Hough      | Pascoe    |    |
| Crane       | Jewell     | Pierce    |    |
| Earle       | McGinley   | Sabin     |    |
| Fox         | McLaughlin | Steel     | 24 |

#### NAYS.

0

Title agreed to.

On motion of Mr. Pascoe,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent the Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Fox offered the following resolution:

WHEREAS, Events of recent occurrence have given rise to criticisms upon the management and control of the State Prison at Jackson, indicating a condition of affairs detrimental to, and suggesting a lack of understanding, if not a want of good government, discipline and system for and over said institution; therefore be it

*Resolved*, (the House concurring), That a special committee of six persons to be composed of three members of the Senate, to be appointed by the President thereof, and three members of the House, to be named by the Speaker of that body, be appointed and directed and instructed to visit the said prison within the first ensuing ten days, and investigate whether there is just cause for complaint against said management and control; and whether any changes in the rules, regulations and system governing the said institution or the manner of doing the business therein and therefor, or the inmates thereof, are needed and can be adopted, that will secure greater safety to the public, more efficient conduct of the prison, safer confinement of the prisoners confined therein, and a stricter compliance with the prison laws of this State; and that said committee be and they are hereby empowered to send for and examine all persons, books and

papers, and to detail or employ such clerical and stenographic assistance as they deem necessary to secure the fullest possible information that will enable them to compile and present a thorough and perfect report,

Which resolution was adopted.

Mr. French moved to take from the table

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the United Home Protector's Fraternity, a co-operative, social, beneficial and fraternal society or order,

Which motion prevailed.

On motion of Mr. Clapp,

The bill was referred to the committee of the whole and placed on the general order.

Mr. Sabin moved that the consideration of

Senate bill No. 166, entitled

A bill to provide for the maintenance, management and control of the Michigan School for the Blind, and to repeal all laws inconsistent herewith,

Be made the special order for Wednesday, April 12, at 2:30 o'clock p. m.,

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Sabin to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 35 (file No. 8), entitled

A bill to repeal all of act No. 172 of the public acts of 1289, and being compiler's section 9881c, Howell's annotated statutes, entitled "An act relative to the confinement in this State of persons committed or sentenced by the courts of the United States or of the territories thereof."

House joint resolution No. 10, entitled

A joint resolution for the relief of Rose Mary Leitch.

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan.

#### II.

The committee of the whole have also had under consideration the following:

House bill No. 157, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893, 1894.

Senate bill No. 42 (file No. 11), entitled

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boilers and settings, for a

water tower, for electric lighting, for new engines and setting, and for a physician's cottage at the Michigan Asylum for the Insane at Kalamazoo.

Senate bill No. 309 (file No. 140), entitled

A bill to amend act No. 147, of the public acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," by adding one section thereto to stand as section 15.

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the "United Home Protectors' Fraternity," a co-operative social, beneficial and fraternal society or order,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

### III.

The committee of the whole have also had under consideration the following:

Senate bill No. 49 (file No. 144), entitled

A bill to amend section 2 of chapter 166, of the revised statutes of 1846, the same being compiler's section 9577 of Howell's annotated statutes of Michigan for 1882, relative to new trials and exceptions in criminal cases, and to add a new section to said chapter, to stand thereto as section 8,

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause of the bill be stricken out.

MARDEN SABIN, *Chairman.*

Report accepted.

The first above named bills were placed on the order or of third reading bills.

On motion of Mr. Sabin,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Sabin.

The Senate concurred in the recommendation of the committee regarding the third named bill, and all after the enacting clause thereof was stricken out.

On motion of Mr. Jewell,

The title and enacting clause of the bill were laid on the table.

By unanimous consent, the Senate took up the order of

### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 30, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House of Representatives concurring), That

when the Legislature adjourns today it stand adjourned until Tuesday, April 4, at 7:30 o'clock p. m.

In the adoption of which the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The message was laid on the table.

Mr. Barnard, by unanimous consent, offered the following resolution:

*Resolved* (the House concurring), That the Legislative postoffice be closed from tonight until Tuesday noon,

Which resolution was adopted.

Unanimous consent being given, the Senate took up the order of

#### COMMUNICATIONS FROM STATE OFFICERS.

AUDITOR GENERAL'S OFFICE, }  
*Lansing, March 30, 1893.* }

*Hon. J. Wight Giddings, President of the Senate:*

SIR—In compliance with a resolution of the Senate I have the honor to transmit herewith an itemized statement of the unexpended appropriations now in the State Treasurer's hands. Also a statement of the monthly balances of money in the treasury for each month during the years 1891 and 1892.

Very respectfully,

Dictated.

STANLEY W. TURNER,

*Auditor General.*

The following are the statements submitted:

#### *Unexpended appropriations in State Treasury March 30, 1893.*

|  |                     |
|--|---------------------|
| Military account.....  | \$45,286 11         |
| Soldiers' aid .....  | 3,500 00            |
| Teacher's institutes .....                                     | 1,260 00            |
| Preparing Michigan in the War.....                             | 6,695 65            |
| Statue of Lewis Cass.....                                      | 151 87              |
| Soldiers' and Sailors' monument, Detroit.....                  | 400 00              |
| Monuments on battlefield of Gettysburg.....                    | 380 01              |
| Names and postoffice address of ex-soldiers.....               | 1,262 01            |
| Reports of supreme courts and probate courts.....              | 798 60              |
| Bureau of labor and industrial statistics .....                | 9,696 74            |
| Prevention of cholera, etc.....                                | 6,665 02            |
| Recompilation of records of Adjutant General.....              | 8,241 00            |
| World's Columbian Exposition.....                              | 45,000 00           |
| Board of fish commissioners.....                               | 6,870 73            |
| Publication of proceedings of superintendents of the poor..... | 25 08               |
| Geological survey.....   | 9,041 57            |
| Pioneer society.....   | 120 48              |
| State board of health.....                                     | 5,367 90            |
| Commission on improvements of highway.....                     | 218 95              |
| Board of corrections and charities.....                        | 4,880 57            |
| Michigan Mining School.....                                    | 5,000 00            |
| University of Michigan.....                                    | 70 625 00           |
| Eastern Asylum for Insane.....                                 | 35,110 00           |
| Michigan Asylum for Insane.....                                | 12,591 77           |
| Asylum for Insane Criminals.....                               | 12,850 00           |
| Northern Asylum for Insane.....                                | 10,980 07           |
| Michigan Soldiers' Home.....                                   | 61,575 00           |
| Relief of supreme court.....                                   | 6,941 50            |
| Commissioner of mineral statistics.....                        | 2,500 00            |
| Relief of F. C. Harvey .....                                   | 1,800 00            |
| Relief of Mrs. Sophia Brewer.....                              | 3,000 00            |
| Arrearage of State bounties.....                               | 100,000 00          |
| Total.....   | <u>\$460,745 55</u> |

Balances in State Treasury.

| 1891.              |              | 1892.              |              |
|--------------------|--------------|--------------------|--------------|
| January 31 .....   | \$729,482 11 | January 31 .....   | \$733,080 08 |
| February 28 .....  | 722,495 08   | February 29 .....  | 848,768 98   |
| March 31 .....     | 1,002,546 02 | March 31 .....     | 1,452,527 12 |
| April 30 .....     | 1,022,488 32 | April 30 .....     | 1,510,067 99 |
| May 29 .....       | 876,858 35   | May 31 .....       | 1,017,843 05 |
| June 30 .....      | 1,224,644 82 | June 30 .....      | 1,241,971 82 |
| July 31 .....      | 1,640,394 61 | July 31 .....      | 1,394,167 24 |
| August 31 .....    | 1,404,640 72 | August 31 .....    | 1,288,245 14 |
| September 30 ..... | 1,388,915 18 | September 30 ..... | 1,207,626 17 |
| October 31 .....   | 1,201,308 76 | October 31 .....   | 1,043,507 50 |
| November 30 .....  | 597,408 22   | November 30 .....  | 894,627 53   |
| December 31 .....  | 506,110 32   | December 31 .....  | 345,878 88   |

On motion of Mr. Fox,  
The Senate adjourned, and the President announced the Senate would stand adjourned until Tuesday, April 4, at 7:30 o'clock p. m.

Lansing, Tuesday, April 4, 1893.

The Senate met pursuant to adjournment and was called to order by the President.  
Roll called: not a quorum present.  
Absent without leave: Messrs. Barnard, Doran, Earle, Gibson, Mugford Pascoe and Turnbull.  
On motion of Mr. Fox,  
The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

Lansing, Wednesday, April 5, 1893.

The Senate met pursuant to adjournment and was called to order by the President.  
Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 145. By Mr. Doran: Protest from Spring & Company, Winnegar Furniture Company and 200 others of Grand Rapids, against the passage of House file No. 232, being a substitute for House bills Nos. 91 and 178 providing for the filing of contracts and personal property the same as chattel mortgages as the passage of said bill would be detrimental to the best interests of the buyer and seller.

Referred to the committee on Judiciary.

No. 146. By Mr. Steel: Petition of J. W. Fitzgerald and 85 others, praying for the passage of a capital punishment bill.

On motion of Mr. Steel,

The petition was ordered spread on the Journal, as follows:

*St. Johns, Mich., March 29, 1893.*

*Hon. Geo. A. Steel, Lansing, Mich.:*

DEAR SIR—Please do all in your power to aid in passing the capital punishment bill now before the Legislature. See Hon. F. W. Redfern, and have him do all he can in the House. The time has arrived and the people of Michigan demand the passage of this bill, or any fair-minded bill of its kind.

Referred to the committee on Judiciary.

No. 147. By Mr. Mellen: Petition of John McCafferty, Norman Perry, Eugene Chamberlain and 145 other voters of the township of Ray, Macomb county, praying for the passage of House bill No. 242, file No. 86, known as Buzzell's minnow bill.

Referred to the committee on Fisheries.

No. 148. By Mr. Pierce: Petition of teachers in the Detroit schools asking for the passage of House bill 909, providing for the teaching of music in the graded schools of the State.

Referred to the committee on Education and public schools.

No. 149. By Mr. Mellen: Memorial of 55 citizens of Armada, Macomb county, praying for the passage of the Buzzell minnow bill.

Referred to the committee on Fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies, to whom was referred

Senate bill No. 6 (file No. 3), entitled

A bill to provide for the incorporation of the Senate and local clubs of the Happy Home Clubs of America,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate without recommendation, and ask to be discharged from further consideration of the subject.

JAN W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

The bill was, on motion of Mr. Turnbull, referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN, {  
Lansing, March 30, 1893. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 494, entitled

A bill to amend sections 12, 64, 65 and 75 of act No. 210, of the local acts



of 1891, entitled "An act to incorporate the city of Clare in the county of Clare, and to repeal act No. 404 of the local acts of 1879, entitled 'An act to incorporate the village of Clare in the county of Clare, and all other acts relating to said village of Clare,'" and to add three new sections to said act to stand thereto as sections 92, 93 and 94.

Also,

Senate joint resolution No. 13,

Authorizing the Governor to issue a commission to Frank D. Baldwin as Lieutenant Colonel of the Nineteenth Michigan Infantry to date from May 15, 1865.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 29, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 165 (file No. 253), entitled

A bill to allow the use of the Rhines vote recorder, or any other vote recorder of similar construction and principle, in all township, city and village elections held in this State,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Elections.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 30, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 372, entitled

A bill to amend an act entitled "An act to incorporate the village of McBain," approved March 4, 1893,

And to inform the Senate that the House has adopted a substitute therefor, entitled

A bill to incorporate the village of McBain in the county of Missaukee.

In the passage of which, as thus substituted, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the substitute adopted by the House to the bill,

On motion of Mr. Pierce,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. French | Mr. Mellen |    |
| Brundage    | Garvelink  | Morrow     |    |
| Burt        | Gibson     | Mugford    |    |
| Champion    | Gilbert    | Pascoe     |    |
| Clapp       | Hopkins    | Pierce     |    |
| Doran       | Hough      | Sabin      |    |
| Earle       | Jewell     | Turnbull   |    |
| Fox         | McLaughlin | Weiss      | 24 |

### NAYS.

Mr. Crane 1

The question then being on concurring in the title of the substitute bill received from the House,

The Senate concurred.

On motion of Mr. Pierce,

By a two-thirds vote of all the Senators elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 30, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, In 1881 a work entitled "Michigan and its resources" was published by the State of Michigan, 12,000 copies being issued, and so great was the demand for the work that the supply was exhausted in April, 1882. More than three-fourths were sent out of the State; resulting in a great benefit to the State in bringing in capital and citizens and developing the State.

A second edition was issued in 1882 which edition was soon exhausted.

AND WHEREAS, A large number of requests have been sent to the Secretary of State from outside the State for said work making it necessary for the Secretary to issue a card announcing the fact that there were none left of the issue;

AND WHEREAS, Manufacturers from other states are asking for information in relation to the resources of the State, with a view of making investments and locating manufacturing industries within this State;

AND WHEREAS, This is Columbian year and it is very desirable to place Michigan fairly before the world; therefore be it

*Resolved, by the House of Representatives (the Senate concurring),*

• That the Secretary of State be and is hereby directed to recompile and reissue said work, incorporating therein such historical, statistical and local matter, with illustrations, as will constitute a valuable book of refer-

ence, giving such information as is desired by persons outside the State, and should be familiar to our own residents' giving the special resources and advantages of each county separately.

That there shall be 8,000 copies issued for distribution at the Columbian Exposition at Chicago; 2,680 copies for distribution from the office of the Secretary of State; 1,320 copies for distribution by Senators and members of the Legislature.

The expenses to be paid by Board of State Auditors as other printing bills are paid.

That the cost of printing, binding and electrotyping said publication shall not exceed the sum of \$2,500.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

Mr. Pierce moved that the same be referred to the committee on State affairs,

Which motion prevailed.

#### MOTIONS AND RESOLUTIONS.

Mr. McLaughlin offered the following resolution:

*Resolved,* The superintendent or engineer of this building be requested to pay some attention to the heating and ventilation of the Senate chamber to the end that the same may be more comfortable and healthful, and that he and the janitors of the Senate co-operate to maintain a temperature of 70° Fahr.,

Which resolution was adopted.

#### THIRD READING OF BILLS.

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan,

Was read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. Jewell,

The bill was laid on the table.

House bill No. 157, entitled

A bill making an appropriation for the purchase of books for the State library for the years 1893, 1894,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Pierce

Mr. Clark  
Crane  
Earle  
Fox

Mr. Hough  
Jewell  
McLaughlin

Mr. Sabin  
Turnbull  
Weiss

25

NAYS.

0

Title agreed to.

On motion of Mr. Clapp,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Senate bill No. 42 (file No. 11), entitled

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boilers and settings, for a water tower, for electric lighting, for new engines and settings, and for a physician's cottage at the Michigan Asylum for the Insane at Kalamazoo,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS. /

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Earle

Mr. Fox  
French  
Garvelink  
Gibson  
Hopkins  
Jewell  
McLaughlin  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

23

NAYS.

0

The question being on agreeing to the title.

Mr. Fox moved to amend the title so as to read as follows:

A bill making an appropriation for building one colony house, for constructing new boiler and engine house, for new boiler and settings, for a water tower and for new engines and settings at the Michigan Asylum for the Insane at Kalamazoo,

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Sabin,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 309 (file No. 140), entitled

A bill to amend act number 147 of the public acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," by adding one section thereto to stand as section fifteen,

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage

Mr. French  
Garvelink

Mr. Morrow  
Mugford

Mr. Burt  
Champion  
Clark  
Crane  
Doran  
Earle  
Fox

Mr. Gibson  
Hopkins  
Hough  
Jewell  
McLaughlin  
Mellen

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

25

NAYS.

0

Title agreed to.

Senate bill No. 35 (file No. 8), entitled

A bill to repeal all of act No. 172 of the public acts of 1889, and being compiler's section 9881c Howell's annotated statutes, entitled "An act relative to the confinement in this State of persons committed or sentenced by the courts of the United States or of the territories thereof,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. McLaughlin  
Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Weiss

25

NAYS.

Mr. Turnbull

1

Title agreed to.

Mr. McLaughlin moved that the bill be given immediate effect.

On which motion Mr. Barnard demanded the yeas and nays.

The motion of Mr. McLaughlin then did not prevail, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp

Mr. Clark  
Doran  
French

Mr. Hopkins  
Jewell  
McLaughlin

10

NAYS.

Mr. Champion  
Earle  
Fox  
Garvelink

Mr. Hough  
Mellen  
Morrow  
Mugford

Mr. Pascoe  
Sabin  
Turnbull  
Weiss

12

House joint resolution No. 10, entitled

A joint resolution for the relief of Rose Mary Leitch,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fox  
French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell

Mr. McLaughlin  
Mellen  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

25

## NAYS.

0

Title and preamble agreed to.

On motion of Mr. Mugford,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the "United Home Protectors Fraternity," a co-operative, social, beneficial and fraternal society or order.

Pending third reading of which,

On motion of Mr. Fox,

The bill was laid on the table.

Unanimous consent being given,

Mr. Earle moved to discharge the committee of the whole from the further consideration of

Senate bill No. 104 (file No. 38), entitled

A bill making it unlawful for foreign insurance companies, legally admitted to do business in the State of Michigan, to place or cause to be placed insurance on property in the State of Michigan, in offices outside of the State of Michigan,

Which motion prevailed.

On motion of Mr. Earle,

The bill was referred to the committee on Insurance.

## GENERAL ORDER.

On motion of Mr. Sabin,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Brundage to the chair.

After some time spent therein, the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following: Senate bill No. 292 (file No. 154), entitled

A bill to amend section 7127 of the compiled laws of 1871, being section 8686 of Howell's annotated statutes of Michigan, relative to writs of error as amended by act No. 151 of the public acts of 1889, approved June 17, 1889,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.



## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 6 (file No. 3), entitled

A bill to provide for the incorporation of the Senate and local clubs of the Happy Home Clubs of America,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 408 (file No. 171), entitled

A bill to prohibit the use of the term "bank," "banker," or "bankers," to designate the business carried on by any person or persons, firm or corporation, other than corporations organized under the banking law of this State or the United States,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

CHARLES L. BRUNDAGE, *Chairman.*

Report accepted.

The first above named bill was placed on the order of third reading of bills.

On motion of Mr. Brundage,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

The question being on concurring in the amendment made by the committee to the third above named bill,

On motion of Mr. Hopkins,

The bill was laid on the table.

By unanimous consent the Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 5, 1893.. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit to the Senate the following bills, pursuant to request of Senate therefor:

House bill No. 388 (file No. 129), entitled

1. A bill to repeal all of act number two of the public acts of one thousand eight hundred and ninety-one, being an act to amend section one of act number four hundred and fifty of the laws of Michigan of the year one thousand eight hundred and seventy-one.

Also,

2. House bill No. 92 (file No. 69), entitled

A bill to amend sections 1, 4, 5 and 6 of an act entitled "An act to pro-

vide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation of the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act."

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

Mr. Jewell moved that the rule limiting the time in which a motion to reconsider may be made, be suspended,

Which motion prevailed, two-thirds of all the Senators present voting therefor.

Mr. Jewell moved to reconsider the votes by which the Senate agreed to the titles to the two named bills,

Which motion prevailed.

The question being on agreeing to the title to the first named bill,

Mr. Jewell moved to amend the title so as to read as follows:

A bill to repeal act No. 2 of the public acts of Michigan, approved January 20, 1891, entitled "An act to amend section 1 of act No. 450 of the laws of Michigan of the year 1871, entitled 'An act to provide for the protection and preservation of fish in certain lakes of Cass and Berrien counties, approved April 15, 1871,'"

Which motion prevailed.

The title as amended was then agreed to.

The question being on agreeing to the title to the second named bill,

Mr. Jewell moved to amend the title so as to read as follows:

A bill to amend sections 1, 4, 5 and 6 of act No. 147 of the public acts of 1891, approved June 19, 1891, being an act entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act,

Which motion prevailed.

The title as amended was then agreed to.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 5, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 336 (file No. 218), entitled

A bill to amend act No. 101 of the public acts of 1885, being section 7621b of 3 Howell's annotated statutes relative to assigning errors on the charge of any circuit court to the jury in civil or criminal proceedings,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 5, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 562 (file No. 213), entitled

A bill to amend sections 36, 37, 41, 42, 43, 44, 45, 46 of act No. 215 of the session laws of 1871, being an act entitled "An act to incorporate the city of Greenville," approved March 10, 1871,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 5, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 546 (file No. 239), entitled

A bill to provide for the erection and maintenance of shutes or ladders for the passage of fish through dams across the Muskegon river and its tributaries, and to provide a penalty for the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on Fisheries.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 5, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 182 (file No. 134), entitled

A bill to amend act No. 166 of the session laws of 1891, entitled "An act for the protection of fish in the lakes and streams of the county of St. Joseph, State of Michigan, for the period of two years from and after the passage of this act," Approved June 26, 1891,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Fisheries.

On motion of Mr. Barnard,

The Senate adjourned, and the President announced the Senate would stand adjourned until tomorrow at 2 o'clock, p. m.

*Lansing, Thursday, April 6, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

#### PRESENTATION OF PETITIONS.

No. 150. By Mr. Mellen: Petition of 100 electors of Oakland county asking for the passage of the Buzzell minnow bill.

Referred to the committee on Fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 562 (file No. 213), entitled

A bill to amend sections 36, 37, 41, 42, 43, 44, 45 and 46 of act number 215, of the session laws of 1871, being an act entitled "An act to incorporate the city of Greenville," approved March 10, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fox

Mr. French  
Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
McLaughlin

Mr. Mellen  
Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Steel  
Turnbull  
Weiss

#### NAYS

Title agreed to.

On motion of Mr. Earle,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on Finance and appropriations:

The committee on Finance and appropriations to whom was referred Senate bill No. 156, entitled

A bill making an appropriation for the Reform School for the years 1893 and 1894.

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary to whom was referred

Senate bill No. 250, entitled

A bill to amend section 127 of chapter 249, being compilers section 6940 of Howell's annotated statutes of Michigan, relative to courts held by justices of the peace.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendment thereto, recommending that the amendment be concurred in, and that the bill when so amended do pass, and they further recommend that the title to said bill be amended so as to read as follows:

A bill to amend section 96, of chapter 93, of the revised statutes of 1846 as amended, the same being compiler's section 6940 of 2 Howell's annotated statutes of Michigan relative to courts held by justices of the peace, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 275 (file No. 168), entitled

A bill to provide for incorporating the record of proceedings had on motions for new trials on bills of exceptions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 192, entitled

A bill to amend sections 3 and 5 of act No. 111 of the public acts of Michigan of 1891, being "An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the 33d judicial circuit,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. Turnbull,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred House concurrent resolution relative to the printing of extra copies of a work entitled "Michigan and its Resources,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the resolution be referred to the committee on Finance and appropriations, and ask to be discharged from the further consideration of the subject.

EDMUND W. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The concurrent resolution was referred to the committee on Finance and appropriation.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate joint resolution No. 21, entitled

A joint resolution for the relief of Albert B. Judd,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommending that the resolution be referred to the committee on Finance and appropriations, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnard,

The joint resolution was referred to the committee on Finance and appropriations.



By the committee on State affairs:

The committee on State affairs, to whom was referred  
Senate bill No. 319, entitled

A bill to amend sections 9 and 10 of act No. 276, session laws of 1889, as amended by act No. 152, session laws of 1891, entitled "An act for the protection of game,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EDMUND M. BARNARD, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

On motion of Mr. Brundage,

Leave of absence was granted to himself from the remainder of today's session.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred  
Senate bill No. 454, entitled

A bill to prevent any individual or member of any firm or agent, officer or employé of any company or corporation, to prevent or attempt to prevent employes from forming, joining and belonging to any lawful labor organization, and to provide a punishment for any such individual, member, agent, officer or employé that coerces or attempts to coerce employes by discharging or threatening to discharge them from their employ or the employ of any firm, company or corporation because of their connection with such labor organization,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to prevent any person or employer of labor to coerce or prevent employes from joining or belonging to any lawfully organized labor organization, and to provide a punishment therefor,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The Senate concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred  
Senate bill No. 34 (file No. 7), entitled

A bill to amend section four of an act entitled an act supplementary to an act entitled "An act to establish the Detroit House of Correction and to authorize the confinement of convicted persons therein," approved March 27, 1867, being compiler's section 9867 of Howell's annotated statutes, and to add a new section thereto, to stand as section seven of said act in place of section seven which was repealed by act sixty-seven, approved May 10, 1879,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Clapp,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, There is a bill now pending in congress entitled a bill to increase and equalize the pay of letter carriers; and

WHEREAS, There is no class of public servants that are harder working and more deserving of liberal remuneration for their efforts to accommodate the people; therefore

*Resolved by the House* (the Senate concurring), That our Senators and Representatives in congress be and they are hereby requested to use all honorable means to secure the passage of said bill; and

*Resolved*, That the Secretary of State be and is hereby instructed to forward a copy of this resolution to each of our members in congress,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Sabin,

The resolution was referred to the committee on Federal relations.

#### MOTIONS AND RESOLUTIONS.

Mr. Turnbull moved to take from the table

Senate bill No. 192, entitled

A bill to amend sections 3 and 5 of act No. 111 of the public acts of Michigan of 1891, being "An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the 33d judicial circuit;"

Which motion prevailed.

The bill having been read a third time and the question being upon its passage,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Clark  
Crane  
Doran  
Earle

Mr. Fox  
French  
Garvelink  
Hough  
Jewell  
McGinley  
McLaughlin  
Mellen

Mr. Morrow  
Mugford  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

23

## NAYS.

0

Title agreed to.

On motion of Mr. Turnbull,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Earle moved to take from the table

Senate bill No. 128 (file No. 60), entitled

A bill to amend section forty-two of act number two hundred and thirteen of the session laws of 1875, entitled "An act to revise and consolidate the laws relative to the State Prison and the government and discipline thereof and to repeal all acts inconsistent therewith," being consecutive section number nine thousand seven hundred and five of Howell's annotated statutes of this State;

Which motion prevailed.

On motion of Mr. Earle,

The bill was referred to the committee of the whole and placed on the general order.

Mr. Doran moved to take from the table

Senate bill No. 44 (file No. 23), entitled

A bill to provide for the incorporation of the supreme commandery and subordinate commanderies of the United Friends of Michigan;

Which motion prevailed.

The bill having been read a third time and the question being upon its passage, the bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnard  
Burt  
Clapp  
Clark  
Crane  
Doran  
Earle  
Fox

Mr. French  
Garvelink  
Gibson  
Hopkins  
Hough  
Jewell  
McGinley

Mr. McLaughlin  
Mellen  
Pascoe  
Pierce  
Sabin  
Turnbull  
Weiss

22

## NAYS.

0

Title agreed to.

On motion of Mr. Doran,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

Mr. Fox moved to take from the table

Senate bill No. 28 (file No. 33), entitled

A bill to provide for the incorporation of supreme and subordinate lodges of the "United Home Protectors Fraternity," a co-operative, social, beneficial and fraternal society or order;

Which motion prevailed.

The bill was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

|             |            |            |    |
|-------------|------------|------------|----|
| Mr. Barnard | Mr. Gibson | Mr. Mellen |    |
| Crane       | Gilbert    | Mugford    |    |
| Doran       | Hopkins    | Pascoe     |    |
| Earle       | Hough      | Pierce     |    |
| Fox         | Jewell     | Sabin      |    |
| French      | McGinley   | Turnbull   |    |
| Garvelink   | McLaughlin | Weiss      | 21 |

**NAYS.**

1

Mr. Morrow

The question being on agreeing to the title,

Mr. Fox moved to amend the title so as to read as follows:

A bill to provide for the incorporation of supreme, grand and subordinate lodges of the United Home Protectors Fraternity, a co-operative, fraternal building and loan society or order;

Which motion prevailed.

The title as amended was then agreed to.

Mr. Sabin moved to take from the table

Senate bill No. 426, entitled

A bill to regulate the practice of medicine requiring certain qualifications of persons beginning the practice of medicine in Michigan and the registration of all practitioners;

Which motion prevailed.

On motion of Mr. Sabin,

The bill was referred to the committee on Public health.

Mr. Sabin moved to take from the table

Senate bill No. 425, entitled

A bill to restrict the sale by hawkers or peddlers of drugs and medicines;

Which motion prevailed.

On motion of Mr. Sabin,

The bill was referred to the committee on Public health.

**THIRD READING OF BILLS.**

Senate bill No. 292 (file No. 154), entitled

A bill to amend section 7,127 of the compiled laws of 1871, being Sec. 8686 of Howell's annotated statutes of Michigan, relative to writs of error as amended by act number 151 of the public acts of 1889, approved June 17, 1889,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

|             |           |              |    |
|-------------|-----------|--------------|----|
| Mr. Barnard | Mr. Fox   | Mr. McGinley |    |
| Burt        | French    | Mellen       |    |
| Champion    | Garvelink | Mugford      |    |
| Clapp       | Gibert    | Pascoe       |    |
| Clark       | Hopkins   | Pierce       |    |
| Doran       | Hough     | Sabin        |    |
| Earle       | Jewell    | Turnbull     | 21 |

## NAYS.

Mr. McLaughlin

Mr. Weiss

2

Title agreed to.

Senate bill No. 6 (file No. 3), entitled

A bill to provide for the incorporation of the Senate and local clubs of the Happy Home clubs of America,

Was read a third time and prssed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YAYS.

Mr. Barnard

Mr. French

Mr. McLaughlin

Burt

Garvelink

Mellen

Clapp

Gibson

Mugford

Clark

Gilbert

Pascoe

Crane

Hopkins

Pierce

Doran

Hough

Sabin

Earle

Jewell

Turnbull

Fox

McGinley

Weiss

24

## NAYS.

0

Title agreed to.

On motion of Mr. McGinley,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Turnbull,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Turnbull to the chair.

After some time spent therein the committee rose and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following:

Senate bill No. 80 (file No. 136), entitled

A bill authorizing probate courts in this State to order or decree a letting for a term of years, or a sale of real estate by executors, administrators or guardians,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 451 (file No. 120), entitled

A bill to provide for a board of trustees for the management and control of the Michigan Reform School, and to repeal all acts in conflict with this act,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

JAMES D. TURNBULL, *Chairman.*

Report accepted.

On motion of Mr. Turnbull,

The Senate concurred in the amendments made to the first named bill, and the same was placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee to the second above named bill,

Mr. Morrow demanded the yeas and nays.

The Senate then concurred, a majority of all the Senators present voting therefor; by yeas and nays, as follows:

#### YEAS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Pascoe |    |
| Clapp       | Gibson        | Pierce     |    |
| Crane       | Hopkins       | Sabin      |    |
| Earle       | Jewell        | Steel      |    |
| Fox         | McGinley      | Weiss      |    |
| French      | McLaughlin    |            | 17 |

#### NAYS

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Mellen |   |
| Champion | Gilbert   | Mugford    |   |
| Clark    | Hough     | Turnbull   | 9 |

The bill was placed on the order of the third reading of bills,  
Mr Fox moved that the Senate take up the order of

#### THIRD READING OF BILLS.

Pending which,

Mr. Morrow moved to lay the motion on the table, on which motion he demanded the yeas and nays,

The motion to lay on the table then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

|          |           |            |   |
|----------|-----------|------------|---|
| Mr. Burt | Mr. Doran | Mr. Morrow |   |
| Champion | Gilbert   | Mugford    |   |
| Clark    | Mellen    |            | 8 |

#### NAYS.

|             |               |            |    |
|-------------|---------------|------------|----|
| Mr. Barnard | Mr. Garvelink | Mr. Pascoe |    |
| Clapp       | Gibson        | Pierce     |    |
| Crane       | Hopkins       | Sabin      |    |
| Earle       | Jewell        | Steel      |    |
| Fox         | McGinley      | Weiss      |    |
| French      | McLaughlin    |            | 17 |

The question then being on the motion of Mr. Fox to take up the order of third reading of bills,

Mr. Barnard moved the previous question;

Which motion was seconded.

The question then being "Shall the main question now be put?"

Mr. Morrow demanded the yeas and nays thereon.

The previous question was then ordered, a majority of all the Senators present voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Barnard  
Clapp  
Crane  
Earle  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Weiss

17

## NAYS.

Mr. Clark  
Gilbert

Mr. Mellen  
Morrow

Mr. Mugford  
Turnbull 6

Mr. Clark then moved that the Senate adjourn, on which motion he demanded the yeas and nays;

The motion then did not prevail, a majority of all the Senators present not voting therefor by yeas and nays as follows:

## YEAS.

Mr. Burt  
Champion  
Clark

Mr. Doran  
Gilbert  
Mellen

Mr. Morrow  
Turnbull 8

## NAYS.

Mr. Barnard  
Clapp  
Crane  
Earle  
Fox  
French

Mr. Garvelink  
Gibson  
Hopkins  
Jewell  
McGinley  
McLaughlin

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Weiss 17

Mr. Fox, by unanimous consent, then withdrew the motion to take up the order of third reading of bills.

By unanimous consent, the Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:  
House bill No. 500, entitled

A bill to create a board of jury commissioners consisting of five persons for courts of record in the county of Wayne, and to repeal act No. 95 of the public acts of 1887, as amended by act No. 42 of the public acts of 1891 and all other acts and parts of acts contravening the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 803 (file No. 229), entitled

A bill to amend sections three, eight, eleven, fifteen and twenty of an act entitled "An act to establish a board of police and fire commissioners in the city of Grand Rapids, and to prescribe their powers and duties, approved May 24, 1881, and the several acts amendatory thereof," approved May 6, 1891,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

WHEREAS, Events of recent occurrence have given rise to criticisms upon the management and control of the State Prison at Jackson, indicating a condition of affairs detrimental to and suggesting a lack of understanding, if not a want of good government, discipline and system for and over said institution; therefore be it

*Resolved* (the House concurring), That a special committee of six persons, to be composed of three members of the Senate, to be appointed by the President thereof, and three members of the House, to be named by the Speaker of that body, be appointed and directed and instructed to visit the said prison within the first ensuing ten days and investigate whether there is just cause for complaint against said management and control, and whether any changes in the rules, regulation and system governing the said institution or the manner of doing business therein and therefor, or the inmates thereof, are needed and can be adopted that will secure greater safety to the public, more efficient conduct of the prison, safer confinement of the prisoners confined therein, and a stricter compliance with the prison laws of this State; and that said committee be and they are hereby empowered to send for and examine all persons, books and papers, and to detail or employ such clerical and stenographic assistance as they may deem necessary to secure the fullest possible information that will enable them to compile and present a thorough and perfect report.

And to inform the Senate that the House has adopted a substitute therefor, as follows:

WHEREAS, Events of recent occurrence have given rise to criticisms upon the management and control of the State Prison at Jackson, indicating a state of affairs detrimental to, and suggesting a lack of understanding, if not a want of good government, discipline and system for and over said institution; therefore be it

*Resolved* (the House concurring), That the standing committees on State Prison of the two houses be instructed to visit the said prison within the ensuing week and investigate whether there is just cause for complaint against said management and control; and whether any changes in the rules, regulations and system governing the said institution or the manner of doing the business therein and therefor, or the inmates thereof, are needed, and can be adopted, that will secure greater safety to the public, more efficient conduct of the prison, safer confinement of the prisoners, and a stricter compliance with the prison laws of this State; and that said joint committee be and they are hereby empowered to send for and examine all persons, books and papers, and to employ an accountant and such legal and stenographic assistance as they may deem necessary to secure the fullest possible information, and such as will enable them to prepare and present to the Legislature a thorough and clear report.

In the adoption of which as thus substituted the House has concurred.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution as substituted by the House,

On motion of Mr. Morrow,

The resolution and substitute were laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 6, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 701 (file No. 212), entitled

A bill to provide for the election of two justices of the peace, and for the appointment of a justices' clerk in and for the city of Saginaw, and to define their jurisdiction and to fix their compensation and to abolish and discontinue the five offices of justice of the peace of said city upon the expiration of the terms of the present incumbents thereof, and to provide for the filing of the files, records and dockets belonging to or appertaining to the offices abolished and discontinued; and for the issuance of executions upon judgments appearing on said dockets; and to repeal all provisions of the charter of the city of Saginaw and of all other acts or parts of acts in anywise contravening the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Cities and villages.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, April 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891, entitled "An act to amend section 10 of chapter 342 of Howell's annotated statutes of Michigan, as amended by act No. 172 of the session laws of 1885, relative to the Reform School,"

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 1 of section 10 the word "fifteen" and inserting in lieu thereof the word "sixteen."

2. By striking out of line 7 of section 10 the word "sixteen" and inserting in lieu thereof the word "seventeen."

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Fox,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Burt  
Champion  
Clapp  
Clark  
Crane  
Earle

Mr. Fox  
French  
Garvelink  
Gibson  
Hopkins  
Hough

Mr. McLaughlin  
Mellen  
Pascoe  
Steel  
Turnbull  
Weiss

19

NAYS.

0

The bill was then referred to the committee on Engrossment and enrollment for enrollment.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, April 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 192, entitled

A bill to amend sections 3 and 5 of act No. 111 of the public acts of Michigan of 1891, being "An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the 33d judicial circuit,

In the passage of which the House has concurred by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, has ordered the same to take immediate effect.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was referred to the committee on Engrossment and enrollment for enrollment.

On motion of Mr. Doran,

The Senate adjourned and the President announced that the Senate would stand adjourned until tomorrow at 2 o'clock p. m.

*Lansing, Friday, April 7, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Mr. Mears.

On motion of Mr. Pierce,

Leave of absence was granted to Mr. Mears from today's session.

#### PRESENTATION OF PETITIONS.

No. 151. By Mr. McLaughlin: Protest of Angus L. May and 100 others against the passage of the minnow bill.

On motion of Mr. McLaughlin,

The protest was ordered spread on the Journal as follows:

*To the Honorable the Senate of the State of Michigan:*

We, the undersigned, interested in hook and line fishing on the St. Clair Flats, petition your honorable body to not pass the bill now before the Senate which seeks to prohibit the catching of chub minnows and other small fish for bait in the inland waters of this State.

A great number of persons are frequenters of what are known as the St. Clair Flats at the mouth of the St. Clair river, who are attracted to that locality by the bass fishing which has made these waters famous and will be seriously affected by the passage of this bill.

The bait used there consists of chub and shiner minnows, which are not edible fish, and which have no commercial value, and if the bill referred to should pass the Senate it would practically result in the prohibition of hook and line fishing on the flats.

We would therefore respectfully urge upon the Senate that the bill do not be passed.

Referred to the committee on Fisheries.

No. 152. By Mr. McLaughlin: Protest of A. J. Dupins and 36 others on the same subject.

Referred to committee on Fisheries.

No. 153. By Mr. Mellen: Petition of Charles N. Coe, Wm. C. Green,

George Townsend and 154 other citizens of Macomb county, praying for the passage of House bill 242, known as Buzzell's minnow bill.

Referred to committee on Fisheries.

No. 154. By Mr. Mellen: Petition of 250 electors of Macomb county, on the same subject.

Referred to committee on Fisheries.

No. 155. By Mr. McGinley: Protest of Capt. Oscar Haskett and many other citizens of Sanilac county against the passage of any bill looking towards a closed fishing season on the great lakes.

On motion of Mr. McGinley,

The protest was ordered spread on the Journal as follows:

WE HEREBY PETITION the Honorable Members of the Michigan Legislature to vote against a close season in fishing, during November, on our great lakes; and we hereby specially urge upon our Senators and Representatives from this district to use all their influence to defeat any bill looking toward a close season.

Referred to the committee on Fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate bill No. 131 (file No. 164), entitled

A bill to establish a permanent State weather service in this State co-operating with the weather bureau, U. S. Department of Agriculture, for the purpose of the collection and compilation of climatic and meteorologic data, the accurate and rapid dissemination of daily weather forecasts, also frost and cold wave warnings, and weather crop conditions, the same to be used for the benefit of the agricultural, commercial and scientific interests of the State, and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Finance and appropriations:

The committee on Finance and appropriations, to whom was referred Senate joint resolution No. 15, entitled

Joint resolution authorizing the Board of State Auditors to examine, settle and pay any claim found due James Corcoran by the State of Michigan,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the joint resolution by the committee.



The joint resolution was then referred to the committee of the whole without printing, and placed on the general order.

By the committees on Cities and villages and Railroads jointly:

The committees on Cities and villages and Railroads jointly, to whom was referred

Senate bill No. 52 (file No. 15), entitled

A bill to provide separate grades for railroads and public highways and streets where railroads intersect such highways or streets,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide separate grades for railroads and public highways and streets where railroads intersect such highways and streets,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS,  
*Chairman joint committee.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Cities and villages:

The committee on Cities and villages, to whom was referred

House bill No. 491, entitled

A bill to amend section 1 of act No. 277, of the local acts of the State of Michigan of the year 1885, entitled "An act to incorporate the village of Manistique," approved March 17, 1885, and all subsequent amendments to such action,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOSEPH M. WEISS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Weiss,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Sawyer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barnard  
Brundage  
Burt  
Clapp  
Crane

Mr. Garvelink  
Gibson  
Hopkins  
Hough  
Jewell

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer

Mr. Earle  
Fox  
French

Mr. McGinley  
Mellen  
Morrow

Mr. Steel  
Turnbull  
Weiss

24

NAYS.

0

The question being on agreeing to the title,  
Mr. Sawyer moved to amend the title as follows:  
By inserting after the word "one" in line one of the title the words  
"two and four;"

Which motion prevailed.

The title as amended was then agreed to.

Mr. Sawyer moved that the bill be given immediate effect,

On which motion Mr. Clark demanded the yeas and nays.

The motion to give the bill immediate effect then prevailed, two-thirds  
of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnard  
Brundage  
Burt  
Champion  
Clapp  
Crane  
Earle  
Fox  
French

Mr. Garvelink  
Gibson  
Gilbert  
Hopkins  
Hough  
Jewell  
McGinley  
Morrow

Mr. Mugford  
Pascoe  
Pierce  
Sabin  
Sawyer  
Steel  
Turnbull  
Weiss

25

NAYS.

0

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies, to whom was  
referred

House bill No. 351 (file No. 240), entitled

A bill to provide for the incorporation of supreme and subordinate  
senates of the Knights of the Ancient Essenic Order.

Respectfully report that they have had the same under consideration,  
and have directed me to report the same back to the Senate, without  
amendment, and recommend that it do pass, and ask to be discharged  
from the further consideration of the subject.

J. W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the  
general order.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred

Senate bill No. 414, entitled

A bill providing that all persons employing female help in stores shall  
provide seats for the same when not actively employed,

Respectfully report that they have had the same under consideration,  
and have directed me to report the same back to the Senate without  
recommendation, and ask to be discharged from the further consideration  
of the subject.

F. W. CLAPP, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brundage,

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred

Senate bill No. 300, entitled

A bill to provide for the collection and compilation of statistics of indigence and poverty,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments thereto, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Clapp,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Labor interests:

The committee on Labor interests, to whom was referred

Senate bill No. 417, entitled

A bill providing that all prison made goods shall be so branded,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

F. W. CLAPP, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brundage,

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Public health:

The committee on Public health, to whom was referred

Senate bill No. 290, entitled

A bill to amend section 1 of act No. 186 of the public acts of 1887, entitled "An act to authorize dissection in certain cases for the advancement of science," approved March 27, 1867, as amended by act No. 113 of the public acts of 1871, act No. 138 of the public acts of 1875, act No. 16 of the public acts of 1881, and act No. 83 of the public acts of 1885, the same being compiler's section 2284 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

M. SABIN, *Chairman*.

Reported accepted and committee discharged.

On motion of Mr. Sabin,

The request was granted, and the bill ordered printed for the use of the committee.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

House bill No. 150 (file No. 49), entitled

A bill to prohibit catching or taking small mouth black bass in the counties of Charlevoix and Emmet,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

House bill No. 303 (file No. 133), entitled

A bill prohibiting the transportation of fish outside of the State which are caught in any of the waters of the counties of Branch and St. Joseph.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be referred to the committee on Judiciary.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibson,

The bill was referred to the committee on Judiciary.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

House bill No. 546 (file No. 239), entitled

A bill to provide for the erection and maintenance of shutes or fish ladders for the passage of fish through dams across the Muskegon river, and to provide a penalty for the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and further recommend that the title be amended so as to read as follows:

A bill to provide for the erection and maintenance of shutes or fish ladders, for the passage of fish through dams across the Muskegon river and to provide for a penalty for the violation of the provisions of this act,

And ask to be discharged from the further consideration of the subject.

C. F. GIBSON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gibson,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate bill No. 192, entitled

A bill to amend sections 3 and 5 of act number 111 of the public acts of Michigan of 1871, being "An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the 33d judicial circuit.

CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Engrossment and enrollment:

The committee on Engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

Senate bill No. 372, entitled

A bill to incorporate the village of McBain, in the county of Missaukee.  
CHARLES S. PIERCE, *Chairman*.

Report accepted.

By the committee on Banks and corporations:

The committee on Banks and corporations, to whom was referred

House bill No. 139 (file No. 90), entitled

A bill to amend sections 4 and 5 of act No. 145 of the session laws of 1867, entitled "An act to provide for the incorporation of Masonic lodges," as amended by act No. 180 of the session laws of 1867, the same being compiler's sections 4475 and 4476 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. A. STEEL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, }  
*Lansing, April 7, 1893.* }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 372 (manuscript), being

An act to incorporate the village of McBain in the county of Missaukee.

Very respectfully,

JOHN T. RICH, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 6, 1893.* }

*To the President of the Senate:*

SIR.—I am instructed by the House to transmit the following bill:

House bill No. 156 (file No. 230), entitled

A bill making an appropriation for the use of the Michigan Asylum for the Dangerous and Criminal Insane,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Asylum for the Criminal Insane.

The President announced also the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, April 6, 1893. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 721 (file No. 242), entitled

A bill to amend section 28 of chapter 150, of the compiled laws of 1871, being compiler's section 5682 of Howell's annotated statutes, relative to the keeping by registers of deeds of a proper general index to each set of books kept in his office,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Pierce offered the following resolution:

*Resolved*, That when the Senate adjourns today, it adjourn to meet Monday evening next at nine o'clock;

Which resolution was adopted.

On motion of Mr. Weiss,

The Senate went into

#### EXECUTIVE SESSION.

The time being 2.25 o'clock p. m.

The executive session closed, the time being 2.30 o'clock p. m.

Mr. Weiss moved that the Senate adjourn.

On which motion Mr. Turnbull demanded the yeas and nays.

The motion to adjourn then prevailed, a majority of all the Senators present voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Barnard  
Burt  
Clapp  
Crane  
Earle  
Fox

Mr. French  
Garvelink  
Gibson  
Hough  
McGinley  
McLaughlin

Mr. Pascoe  
Pierce  
Sabin  
Steel  
Weiss

17

#### NAYS.

Mr. Brundage  
Clark  
Doran  
Gilbert

Mr. Hopkins  
Jewell  
Mellen

Mr. Morrow  
Mugford  
Turnbull

10

The Senate then adjourned and the President announced the Senate would stand adjourned until Monday, April 10 at 9 o'clock p. m.



*Lansing, Monday, April 10, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Roll called: quorum present.

Absent without leave: Messrs. Barnard, Burt, Clapp, Crane, Doran, Mears and Weiss.

On motion of Mr. Gibson,

Indefinite leave of absence was granted to Mr. Weiss on account of the death of a relative.

On motion of Mr. McGinley,

Leave of absence was granted to all absentees from today's session.

#### PRESENTATION OF PETITIONS.

No. 156. By Mr. Sabin: Petition of 75 citizens of Stetson, Mich., asking that separate and independent boards be appointed for the reformatory and penal institutions of the State.

On motion of Mr. Sabin,

The petition was ordered spread on the Journal as follows:

*To the Senate and House of Representatives of Michigan:*

Your petitioners, residents of the State of Michigan, believing that an independent and separate board of control of the several reformatory institutions of this State preferable to one general board for many reasons, especially that one general board cannot devote to each of these institutions the time requisite for thorough investigation and correction of abuses that may occur, and confident that this is true in the case of the Industrial Home for Girls, at Adrian, do respectfully request you to repeal the present act, and return to the former method of control.

And further, we believe that all boards of control of penal and reformatory institutions should be composed of both male and female members, and respectfully suggest the propriety of providing for such appointments by the Governor, so that our prisons and houses of correction shall be in fact what they are in theory, places for the reformation of unfortunates, rather than solely for the punishment of hopeless criminals.

Referred to the committee on State affairs.

No. 157. By Mr. Sabin: Petition of 180 citizens of Branch and Lenawee Counties on the same subject.

Referred to the committee on State affairs.

No. 158. By Mr. McGinley: Communication from Central Labor Union of Grand Rapids endorsing Senate bill 205 and House bill 265.

On motion of Mr. McGinley the communication was ordered spread on the Journal as follows:

*Senator McGinley, Senate Chamber, Lansing, Mich.:*

DEAR SIR—At the last meeting of the Central Labor Union, held on March 27, Senate bill No. 206, by Senator McGinley, and House bill No. 265, by Mr. Anderson, were read and endorsed by that body. Hoping this action will meet with your approval and that you will use your influence in favor of same, I remain,

Yours respectfully,

[L. S.]

ALFRED BALL, *Secretary, C. L. U.*

Referred to the committee on Judiciary.

No. 159. By Mr. Steel: Petition of R. M. Winston and 17 others praying for the passage of a law granting to the colleges organized under the laws of Michigan, power to confer degrees of M. D. and LL. B.

Referred to the committee on Education and public schools.

No. 160. By Mr. Brundage: Remonstrance of manufacturers and business men of Muskegon county against the passage of House bill 541.

Referred to committee on Judiciary.

No. 161. By Mr. Brundage: Communication from Central Trades and Labor Assembly of Muskegon and vicinity endorsing Senator Brundage's bill regarding the branding of all prison manufactured goods.

On motion of Mr. Brundage,

The communication was ordered spread on the Journal as follows:

*Muskegon, Mich, April 7, 1893.*

*To the Hon. Senator C. L. Brundage, Lansing, Mich.:*

At the last regular meeting of the Trades and Labor Assembly of Muskegon it unanimously adopted the following resolution regarding your bill introduced in the Senate to brand all prison manufactured goods as such:

*Resolved*, That this assembly do hereby heartily indorse the bill of Senator C. L. Brundage, introduced in the Senate, that all prison manufactured goods, etc., must be branded as such, and earnestly request you to use your influence in securing the passage of said bill.

[L. S.]

W. E. WASHBURN, *President*.

A. G. NEALE, *Secretary*.

P. S. The trades assembly is composed of 17 unions, representing upwards of 2,000 workmen.

Referred to the committee on Labor interests.

No. 162. By Mr. Mellen: Petition of M. G. Jones, T. A. Ward and others of Birmingham, Oakland county, in favor of the passage of the bill to provide a home and training school for the feeble minded and epileptic.

Referred to a committee on State affairs.

No. 163. By Mr. Pascoe: Petition of many citizens of Ishpeming for a normal school at some point in the upper peninsula.

On motion of Mr. Pascoe the petition was ordered spread on the Journal as follows:

*To the Senate and House of Representatives of the State of Michigan:*

We, the undersigned, residents of Ishpeming, Mich., do most respectfully and earnestly petition your honorable body to establish and provide for the maintenance of a normal school at some point on the upper peninsula. And your petitioners will ever pray.

Referred to the committee on Normal School.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

House bill No. 21 (file No. 35), entitled

A bill to authorize proceedings in the circuit courts in chancery in relation to the laying out, dividing and platting into lots, streets and alleys of lands owned by infants, idiots, lunatics and other incompetent persons,

Respectfully report that they have had the same under consideration,

and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committees on Judiciary and railroads:

The committees on Judiciary and railroads, to whom was referred

Senate bill No. 359, entitled

A bill to regulate common carriers and creating the railroad and warehouse commission of the State of Michigan, and defining the duties of such commission in relation to common carriers,

Respectfully report that they have had the same under consideration, and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES H. MCGINLEY,  
*Chairman Judiciary committee.*

JOSEPH FLESHIEM,  
*Chairman Railroad committee.*

Report accepted and committee discharged.

On motion of Mr. Fleshiem,

The request was granted and the bill ordered printed for the use of the committee.

By the committee on Supplies and expenditures:

The committee on Supplies and expenditures, to whom was referred the following accounts,

|  |         |
|--|---------|
| Burnham & Co.,                                   |         |
| Draping Senate Chamber and use of material ..... | \$50 88 |
| Mary A. Wilcox,                                  |         |
| Washing for month March .....                    | 27 42   |

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, recommending that the accounts be allowed, and ask to be discharged from the further consideration of the subject.

R. E. FRENCH, *Chairman.*

Report accepted and committee discharged.

By the committee on Banks and corporations:

The committee on Banks and corporations to whom was referred

House bill No. 53 (file No. 56), entitled

A bill to provide for the incorporation of associations for the purpose of erecting and owning buildings to be occupied for stores, offices, halls and lodge, society and association rooms,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 10 of an act entitled "An act to provide for the incorporation of associations for the purposes of constructing, owning, controlling and leasing buildings for hotels, elevators or public halls," being act No. 70 of the public acts of 1887, approved April 15, 1887; and to add one new section thereto to stand as section 13,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Steel,

The Senate concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Steel,

The bill was then referred to the committee of the whole, without printing, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President announced the following:

*Lansing, April 7, 1893.*

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 192 (manuscript), being

An act to amend sections 3 and 5, of act No. 111, of the public acts of Michigan of 1891, being "An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the 33d judicial circuit.

Very respectfully,

JOHN T. RICH, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 7, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of Senate bill No. 54 (file No. 25), entitled

A bill to amend section 1 of act No. 154, public acts of 1891 entitled "An act to amend section 10 of chapter 342, of Howell's annotated statutes of Michigan as amended by act No. 172 of the session laws of 1885, relative to Reform School."

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

Mr. Pierce moved that the committee on Engrossment and enrollment be requested to report the above named bill back to the Senate.

Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 7, 1893.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 88 (file No. 153), entitled

A bill to establish a home and training school for the feeble minded and epileptic, and making an appropriation for the same,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on State affairs.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 6, 1893. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following bill:

House bill No. 69 (file No. 171), entitled

A bill to authorize the incorporation of associations and companies for the purpose of engaging in the business of conveying passengers, mails, merchandise and baggage with carriages, hacks, buses, wagons, sleighs and other vehicles, and for the transfer of passengers, merchandise and baggage by hack, bus, transfer and baggage companies,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

LEWIS M. MILLER,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on Banks and corporations.

#### MOTIONS AND RESOLUTIONS.

Mr. McGinley moved to take from the table

Senate bill No. 420, entitled

A bill to provide for extra pay for the overtime in which brakemen and other employes employed on the various railroad lines in this State are compelled to labor;

Which motion prevailed.

On motion of Mr. McGinley,

The bill was referred to the committee on Labor interests.

Mr. McGinley offered the following resolution:

*Resolved*, That hereafter before any adverse report shall be made upon any bill by a committee to which said bill has been referred, said committee shall notify the Senator who introduced the same, of the time and place, when and where said bill will be acted upon by the committee; and if, after such notification, such Senator neglects to appear before the committee at the time and place specified in said notification in advocacy of such bill, said committee shall have the privilege at that time or thereafter of reporting upon such bill, adversely or otherwise, as it may deem best, without further notification served upon such Senator.

The question being on the adoption of the resolution,

On motion of Mr. Pierce,

The resolution was referred to the committee on Rules.

On motion of Mr. Jewell,

The Senate adjourned and the President announced that the Senate would stand adjourned until 2 o'clock p. m. tomorrow.

---

*Lansing, Tuesday, April 11, 1893.*

The Senate met pursuant to adjournment and was called to order by the President.

Prayer by Rev. Mr. Brown of Virginia.

Roll called: quorum present.

Absent without leave: Mr. Mears.

On motion of Mr. Gilbert,

Leave of absence was granted to Mr. Mears from today's session.

#### PRESENTATION OF PETITIONS.

No. 164. By Mr. Sabin: Petition of N. I. Packard and 233 citizens of Sturgis, St. Joseph county, asking that separate and independent boards be appointed to have control of the reformatory and penal institutions of this State.

On motion of Mr. Sabin the petition was ordered spread on the Journal as follows:

*To the Senate and House of Representatives of Michigan:*

Your petitioners, residents of the State of Michigan, believing that an independent and separate board of control of the several reformatory institutions of this State preferable to one general board for many reasons, especially that one general board cannot devote to each of these institutions the time requisite for thorough investigation and correction of abuses that may occur, and confident that this is true in the case of the Industrial Home for Girls, at Adrian, do respectfully request you to repeal the present act. and return to the former method of control.

And further, we believe that all boards of control of penal and reformatory institutions should be composed of both male and female members, and respectfully suggest the propriety of providing for such appointments by the Governor, so that our prisons and houses of correction shall be in fact what they are in theory—places for the reformation of unfortunates, rather than solely for the punishment of hopeless criminals.

Mrs. N. I. Packard,  
Nelson I. Packard,  
Leta M. Wright,  
Jennie L. McLaughlin,  
May Van Vleck,  
A. M. Huycke,  
Edith E. Harvey,  
Lulu L. Hall,

Mrs. E. Aldrich,  
Mrs. Ada A. Van Vleck,  
Dr. P. H. Van Vleck,  
Daisy Platts,  
Wm. Kyte,  
J.A. Kyte,  
Mary J. Kyte,  
H. O. Tuttle,



Anna M. Cathcart,  
Cora E. Kelley,  
Winafred Church,  
Sophia A. Coye,  
Carrie Coye,  
Mrs. Caroline Aulsbrook,  
Mr. Henry Aulsbrook,  
Mr. E. Aldrich,  
Mrs. L. D. Wheeler,  
D. W. Robinson,  
Mrs. M. Callum,  
Alma Robinson,  
Mrs. Nina Williams,  
L. Blodgett,  
Blanche Van Epps,  
Mrs. Hattie Ennis Powers,  
Mary L. Stow,  
Olive C. Berger,  
Aamer C. Eldredge,  
Mrs. J. D. Pierson,  
Mrs. T. I. Reed,  
S. B. Moore,  
Mrs. A. F. Tyler,  
Mrs. E. Zeigler,  
Mrs. J. C. Graves,  
Miss Lizzie Dickson,  
Mrs. Westbrook,  
Mrs. Giddinson,  
H. G. Royce,  
N. H. Coleman,  
H. M. Friday,  
Ida M. Cary,  
F. D. Peck,  
S. M. Peck,  
M. A. Sheldie,  
Mrs. May Douglass,  
Mrs. E. E. Merrill,  
Mrs. A. M. Potevin,  
Mrs. E. L. Boyer,  
Mrs. John B. McLann,  
M. J. Ripley,  
Ione M. Potevin,  
Mrs. E. Bishop,  
Mrs. B. Conner,  
Miss B. Taylor,  
Miss K. Gowman,  
Miss T. Gowman,  
Mrs. J. Ash,  
Mrs. O. B. Young,  
Mrs. S. H. Rogers,  
Mrs. M. H. Hershey,  
N. M. Boillotat,  
Mrs. F. Hunt,

L. B. Tuttle,  
H. M. Campbell,  
Mrs. Agnes Campbell,  
Mrs. Ida Whittaker,  
Mrs. Jennie Turner,  
Ella M. Houston,  
Marie Rowley,  
Barbara Ellis,  
Mrs. J. Thompson,  
Mrs. Rawls,  
Mrs. Dunlap,  
Mary Dickinson,  
Mrs. E. Starkweather,  
Mrs. Atchinson,  
Mrs. W. Greenshield,  
Mrs. Wm. Brabb,  
Mrs. Grover,  
Mrs. Isaac Brabb,  
Mrs. J. B. Lucas,  
Mrs. Alice Shaw,  
Mrs. J. Brewer,  
Mrs. D. T. Smith,  
Mrs. A. Hosner,  
Mrs. N. Willson,  
Mrs. I. Edson,  
Mrs. Bradley,  
Mrs. W. Tinson,  
Mrs. O. Austin,  
Mary A. James,  
Mary Kuller,  
Mrs. Hannah Kerr,  
Mrs. Nellie Price,  
Hattie Littell,  
Mrs. J. Thompson,  
Mrs. C. Hilbourn,  
Mrs. F. Hilbourn,  
E. D. Haines,  
Adella C. Haines,  
Theodore B. James,  
C. L. Frazier,  
J. E. Frazier,  
Charlotte Boace,  
J. Snow,  
Curly Solomon,  
Edward Garratt,  
J. C. Bott,  
James I. Wallace,  
A. G. Holland,  
Mrs. Jaques,  
Mrs. Carruthers,  
Susie Kells,  
Mrs. Clark,  
E. T. Allen,

Mrs. S. L. Lester,  
 Mrs. E. H. Outt,  
 Mrs. M. J. Bolt,  
 Mrs. E. Gordon,  
 Rose de Caussin,  
 M. Lemm,  
 Anna Taylor,  
 Arvilla Wright,  
 Mrs. Watson,  
 G. Craig,  
 Mrs. B. P. Bangs,  
 Mrs. H. Harris,  
 Mrs. W. Granger,  
 Mrs. M. Binkamp,  
 M. Andette,  
 O. J. Trollope,  
 C. W. Ganatt,  
 A. J. Oathlyt,  
 Neil McMillan,  
 Mrs. Allen,  
 Miss Ganate,  
 J. Sturrat,  
 A. Brown,  
 J. Brown,

Jno. H. Holmes,  
 A. M. Starratt,  
 Dell Chene,  
 K. Smith,  
 M. Chene,  
 Mary C. Gibson,  
 Anna Webber,  
 George Cogger,  
 J. M. Seeley,  
 Albert Trollope,  
 F. W. Calkins,  
 Mrs. W. Homes,  
 A. P. Sexton,  
 Miss Paterson,  
 Cynthia Hall,  
 Mrs. Frank B. Hall,  
 Mrs. J. Ely,  
 H. Firby,  
 Walter W. Preston,  
 Clara E. Dakin,  
 Mary E. Rutherford,  
 M. E. Van Allen,  
 M. C. Starratt.

Referred to the committee on State Prison.

No. 165. By Mr. Brundage: Petition of a large number of citizens of Muskegon county interested in manufacturing and business interests against the passage of House bill No. 511 "Relative to contributory negligence and to provide for the submission of the same as a question of facts to the jury."

On motion of Mr. Brundage,

The petition was ordered spread on the Journal as follows:

*Muskegon Mich., April, 5, 1893.*

*Hon. C. L. Brundage, Senate, Lansing, Mich.:*

DEAR SIR—The undersigned citizens of Muskegon county, interested in manufacturing and business interests, respectfully ask and urge you to use all proper means to defeat the recommendation or passage of House bill No. 511, now in the hands of the Judiciary committee of the House.

It is a bill which aims to make all industries employing labor the object of unjust class legislation. It assumes that the rules of jurisprudence which have so long been regarded as essential to the proper administration of justice, as between man and man, should be set aside, and that a new rule, opposed to every principle of fairness and justice, should be created by statute, by which plaintiffs in actions for negligent injuries are given a preference over all other suitors in our courts.

By this proposed legislation, the plaintiff in such actions is not required to show that he used ordinary or any care to avoid injury, but the fact of being injured is to be presumed evidence of liability on the part of the employer, and the burden of proof is thrown upon the employer to show such want of care. No meritorious case can be aided by such

legislation. Every case without real merit is made one of menace and injustice.

No fair man who gives considerate thought to this bill can find a single reason founded on right and justice, why such legislation should be had. It is in direct conflict with fundamental rights and safeguards; and we confidently look to you to see that it does not pass.

Sincerely yours,

John Torrent, president of the Muskegon Booming-Co.

John Torrent, Torrent & Co.

John Torrent, at Sault Ste. Marie.

West Michigan Lumber Co., J. W. Park, secretary.

Thayer Lumber Co., J. W. Park, secretary.

Sargent Manufacturing Co., J. W. Park, secretary.

Munroe Mfg. Co., Thomas Munroe, president.

Rodgers Iron Mfg. Co.

F. H. Holbrook.

M. Wilson, lumberman.

W. R. Jones, lumberman.

D. A. Wilson.

Davis Iron Works.

The Lakeside Iron Co., by C. S. Clove, secretary.

Muskegon Boiler Works.

Muskegon Valley Furniture Co., J. W. Park, secretary.

Munroe & Brinen.

W. G. Watson & Co.

Muskegon Branch U. S. Baking Co.

Stewart Hartshorn Co., A. F. Temple, manager.

Maxwell Lumber Co.

Muskegon Brewing Co.

McGraft Lumber Co., by Geo. D. Smith, secretary.

Montgomery & Champagne, per Bovardon.

Hovey & McCracken.

McCracken & Hovey Car Co.

R. H. McCracken & Co.

Hackley & Hume.

Crosby & Co.

Mann, Moon & Co.

Lakeside Manufacturing Co., W. H. Barcus, treasurer.

Muskegon Iron & Steel Co., E. H. Gray, secretary.

Bennett Bros., lumbermen.

Kelly Bros. Mfg. Co., per W. D. Kelly, secretary.

Morton Mfg. Co., H. E. Morton, vice president.

Michigan Washing Machine Co., F. Hall, secretary.

The Shaw Electric Crane Co., J. G. Emery, Jr., secretary and treasurer.

The Alaska Refrigerator Co., C. F. Ross, secretary and treasurer.

Gray Bros. Mfg. Co., F. M. Gray.

The Nelson Piano Co., H. A. Wolff.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 476, entitled

A bill to authorize the township of Lincoln, in the county of Arenac, to borrow money to be used to encourage and promote manufacturing industries in said township and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

CHARLES M. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilbert,

The bill was laid on the table.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 179, entitled

A bill authorizing the judge of probate for the county of St. Clair to appoint a register, prescribing his powers and duties, and fixing his compensation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 422, entitled

A bill prohibiting the sale or the keeping or offering for sale of cigarettes, so called, or any similar article and to provide a penalty therefor,

Respectfully report that they have had the same under consideration and have directed me to request of the Senate that the bill be printed for the use of the committee.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The request was granted and the bill ordered printed for the use of the committee.

By the committee on Judiciary:

The committee on Judiciary, to whom was referred

Senate bill No. 460 (file No. 160), entitled

A bill to amend section 1 of act 189 of the session laws 1849, as amended by act 171 of the session laws of 1863, being compiler's section 5644 of the compiled laws of 1871, and section 7195 of Howell's Annotated Statutes of Michigan relative to the admission of attorneys, solicitors and counselors, and providing for the appointment of a board of examiners,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

CHARLES H. MCGINLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McGinley,

The bill was laid on the table.

By the committee on Education and public schools:

The committee on Education and public schools, to whom was referred House bill No. 372, entitled

A bill to incorporate the public schools of Iron River in Iron county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

GEO. A. STEEL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Religious and benevolent societies:

The committee on Religious and benevolent societies, to whom was referred

House bill No. 367 (file No. 151), entitled

A bill to provide for the incorporation of the grand, district and subordinate lodges of the Loyal Orange Institution of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject, Senator Mugford dissenting.

J. W. GARVELINK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on State Public School:

The committee on State Public School, to whom was referred

Senate bill No. 263, entitled

A bill making an appropriation for the support of the State Public School for the years eighteen hundred and ninety-three and eighteen hundred and ninety-four, for the sale and conveyance of land, for the purchase of additional land, for making improvements at that institution, and to provide a tax for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to authorize the central board of control to sell and convey a parcel of land and to authorize the purchase of additional adjoining land for the use of the State Public School and to provide a tax for the payment of the same,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sabin,

The Senate concurred in the adoption of the substitute reported by committee.

On motion of Mr. Sabin,

The bill was referred to the committee on Finance and Appropriations.

By the committee on Public health:

The committee on Public health, to whom was referred

Senate bill No. 428, entitled

A bill to amend sections 1, 2 and 3 of act No. 230 laws of 1885, approved June 20, 1885, entitled "An act to provide for the prevention of the introduction and spread of cholera and other dangerous communicable diseases," and to add four new sections thereto to stand as sections 4, 5, 6 and 7,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on Rules and joint rules:

The committee on Rules and joint rules, to whom was referred the following resolution:

*Resolved*, That hereafter before any adverse report shall be made upon any bill by a committee to which said bill has been referred, said committee shall notify the Senator who introduced the same, of the time and place, when and where said bill will be acted upon by the committee; and if, after such notification, such Senator neglects to appear before the committee at the time and place specified in said notification in advocacy of such bill, said committee shall have the privilege at that time or thereafter of reporting upon such bill, adversely or otherwise, as it may deem best, without further notification served upon such Senator,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

MARDEN SABIN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sabin,

The resolution was adopted.

By the committee on Fisheries:

The committee on Fisheries, to whom was referred

Senate bill No. 316 (file No. 184), entitled

A bill to amend act No. 159, laws of 1891, entitled "An act to regulate the taking and catching of fish in the inland lakes of this State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 1 of act No. 159, session laws of 1891, entitled "An act to regulate the taking and catching of fish in the inland waters of this State," approved June 24, 1891,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. F. GIBSON, *Chairman.*



